

[First Reprint]

**ASSEMBLY, No. 4800**

**STATE OF NEW JERSEY**  
**220th LEGISLATURE**

INTRODUCED OCTOBER 20, 2022

**Sponsored by:**

**Assemblywoman CAROL A. MURPHY**

**District 7 (Burlington)**

**Assemblyman JOHN F. MCKEON**

**District 27 (Essex and Morris)**

**Assemblyman RAJ MUKHERJI**

**District 33 (Hudson)**

**SYNOPSIS**

Concerns use of ignition interlock devices for drunk driving offenses.

**CURRENT VERSION OF TEXT**

As reported by the Assembly Appropriations Committee on June 22, 2023,  
with amendments.



1 AN ACT concerning certain drunk driving offenses and amending  
2 <sup>1</sup>[P.L.2019, c.248] various sections of the statutory law<sup>1</sup>.

3

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

6

7 1. Section 7 of P.L.2019, c.248 is amended to read as follows:

8 7. This act shall take effect on the first day of the fourth month  
9 after enactment and shall apply to any offense occurring on or after  
10 that date; the **[act]** amendments to R.S.39:4-50 <sup>1</sup>enacted by  
11 P.L.2019, c.248<sup>1</sup>; section 2 of P.L.1981, c.512 (C.39:4-50.4a)  
12 enacted by P.L.2019, c.248<sup>1</sup>; section 2 of P.L.1999, c.417 (C.39:4-  
13 50.17) <sup>1</sup>enacted by P.L.2019, c.248<sup>1</sup>; section 3 of P.L.1999, c.417  
14 (C.39:4-50.18) <sup>1</sup>enacted by P.L.2019, c.248<sup>1</sup>; and supplemental  
15 sections 1 and 6 <sup>1</sup>enacted by P.L.2019, c.248<sup>1</sup> shall expire on the  
16 first day of the **[fifth]** tenth year next following the effective date.  
17 The Chief Administrator of the New Jersey Motor Vehicle  
18 Commission may take any anticipatory administrative action in  
19 advance of the date as shall be necessary to implement the  
20 provisions of this act.

21 (cf: P.L.2019, s.248, s.7)

22

23 <sup>1</sup>2. R.S.39:4-50 is amended to read as follows:

24 39:4-50. (a) A person who operates a motor vehicle while under  
25 the influence of intoxicating liquor, narcotic, hallucinogenic or habit-  
26 producing drug, or operates a motor vehicle with a blood alcohol  
27 concentration of 0.08% or more by weight of alcohol in the  
28 defendant's blood or permits another person who is under the influence  
29 of intoxicating liquor, narcotic, hallucinogenic or habit-producing drug  
30 to operate a motor vehicle the person owns or which is in the person's  
31 custody or control or permits another to operate a motor vehicle with a  
32 blood alcohol concentration of 0.08% or more by weight of alcohol in  
33 the defendant's blood shall be subject:

34 (1) For the first offense:

35 (i) if the person's blood alcohol concentration is 0.08% or higher  
36 but less than 0.10%, or the person operates a motor vehicle while  
37 under the influence of intoxicating liquor, or the person permits  
38 another person who is under the influence of intoxicating liquor to  
39 operate a motor vehicle owned by him or in his custody or control or  
40 permits another person with a blood alcohol concentration of 0.08% or  
41 higher but less than 0.10% to operate a motor vehicle, to a fine of not  
42 less than \$250 nor more than \$400 and a period of detainment of not  
43 less than 12 hours nor more than 48 hours spent during two  
44 consecutive days of not less than six hours each day and served as

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

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

<sup>1</sup>Assembly AAP committee amendments adopted June 22, 2023.

1 prescribed by the program requirements of the Intoxicated Driver  
2 Resource Centers established under subsection (f) of this section and,  
3 in the discretion of the court, a term of imprisonment of not more than  
4 30 days. In addition, the court shall order the person to forfeit the right  
5 to operate a motor vehicle over the highways of this State until the  
6 person installs an ignition interlock device in one motor vehicle the  
7 person owns, leases, or principally operates, whichever the person  
8 most often operates, for the purpose of complying with the provisions  
9 of P.L.1999, c.417 (C.39:4-50.16 et al.). A person who has been  
10 arrested for a violation of this section whose blood alcohol  
11 concentration was at least 0.08% but less than 0.10% or who was  
12 otherwise under the influence of intoxicating liquor may, upon arrest  
13 and prior to any conviction, voluntarily install an ignition interlock  
14 device in one motor vehicle the person owns, leases, or principally  
15 operates, whichever the person most often operates, and request from  
16 the Motor Vehicle Commission a driver's license with a notation  
17 stating that the person shall not operate a motor vehicle unless it is  
18 equipped with an ignition interlock device pursuant to subsection b. of  
19 section 3 of P.L.1999, c.417 (C.39:4-50.18). A person who installs an  
20 ignition interlock device and obtains a driver's license with the  
21 appropriate notation pursuant to this subparagraph shall not be subject  
22 to a fine pursuant to this subparagraph;

23 (ii) if the person's blood alcohol concentration is 0.10% or higher,  
24 or the person operates a motor vehicle while under the influence of a  
25 narcotic, hallucinogenic or habit-producing drug, or the person permits  
26 another person who is under the influence of a narcotic, hallucinogenic  
27 or habit-producing drug to operate a motor vehicle owned by him or in  
28 his custody or control, or permits another person with a blood alcohol  
29 concentration of 0.10% or more to operate a motor vehicle, to a fine of  
30 not less than \$300 nor more than \$500 and a period of detainment of  
31 not less than 12 hours nor more than 48 hours spent during two  
32 consecutive days of not less than six hours each day and served as  
33 prescribed by the program requirements of the Intoxicated Driver  
34 Resource Centers established under subsection (f) of this section and,  
35 in the discretion of the court, a term of imprisonment of not more than  
36 30 days. A person who has been arrested for a violation of this section  
37 whose blood alcohol concentration was 0.10% or higher may, upon  
38 arrest and prior to any conviction, voluntarily install an ignition  
39 interlock device in one motor vehicle the person owns, leases, or  
40 principally operates, whichever the person most often operates, and  
41 request from the Motor Vehicle Commission a driver's license with a  
42 notation stating that the person shall not operate a motor vehicle unless  
43 it is equipped with an ignition interlock device pursuant to subsection  
44 b. of section 3 of P.L.1999, c.417 (C.39:4-50.18). A person who  
45 installs an ignition interlock device and obtains a driver's license with  
46 the appropriate notation pursuant to this subparagraph shall not be  
47 subject to a fine pursuant to this subparagraph;

1 in the case of a person who is convicted of operating a motor  
2 vehicle while under the influence of a narcotic, hallucinogenic or  
3 habit-producing drug or permitting another person who is under the  
4 influence of a narcotic, hallucinogenic or habit-producing drug to  
5 operate a motor vehicle owned by the person or under the person's  
6 custody or control, the person shall forfeit the right to operate a motor  
7 vehicle over the highways of this State for a period of not less than  
8 seven months nor more than one year;

9 in the case of a person whose blood alcohol concentration is 0.10%  
10 or higher but less than 0.15%, the person shall forfeit the right to  
11 operate a motor vehicle over the highways of this State until the person  
12 installs an ignition interlock device in one motor vehicle the person  
13 owns, leases, or principally operates, whichever the person most often  
14 operates, for the purpose of complying with the provisions of  
15 P.L.1999, c.417 (C.39:4-50.16 et al.);

16 in the case of a person whose blood alcohol concentration is 0.15%  
17 or higher, the person shall forfeit the right to operate a motor vehicle  
18 over the highways of this State for a period of **【not less than four 】**  
19 three months 【or more than six months】 following installation of an  
20 ignition interlock device in one motor vehicle the person owns, leases,  
21 or principally operates, whichever the person most often operates, for  
22 the purpose of complying with the provisions of P.L.1999, c.417  
23 (C.39:4-50.16 et al.). A person who has been arrested for a violation  
24 of this section whose blood alcohol concentration was 0.15% or higher  
25 may, upon arrest and prior to any conviction, voluntarily install an  
26 ignition interlock device in one motor vehicle the person owns, leases,  
27 or principally operates, whichever the person most often operates, and  
28 request from the Motor Vehicle Commission a driver's license with a  
29 notation stating that the person shall not operate a motor vehicle unless  
30 it is equipped with an ignition interlock device pursuant to subsection  
31 b. of section 3 of P.L.1999, c.417 (C.39:4-50.18). A person who  
32 installs an ignition interlock device and obtains a driver's license with  
33 the appropriate notation pursuant to this subparagraph shall receive a  
34 one day credit against the period that the person is required to forfeit  
35 the right to operate a motor vehicle over the highways of this State  
36 pursuant to this subparagraph for every two days that the person has an  
37 ignition interlock device installed and a driver's license with the  
38 appropriate notation and shall not be subject to a fine pursuant to this  
39 subparagraph. A person shall not be entitled to a credit against the  
40 period that the person is required to forfeit the right to operate a motor  
41 vehicle over the highways of this State pursuant to this subparagraph if  
42 the violation of this section resulted in serious bodily injury as defined  
43 in N.J.S.2C:11-1 to another person;

44 (iii) (Deleted by amendment, P.L.2019, c.248)

45 (2) For a second violation, a person shall be subject to a fine of not  
46 less than \$500 nor more than \$1,000, and shall be ordered by the court  
47 to perform community service for a period of 30 days, which shall be  
48 of such form and on terms the court shall deem appropriate under the

1 circumstances, and shall be sentenced to imprisonment for a term of  
2 not less than 48 consecutive hours, which shall not be suspended or  
3 served on probation, or more than 90 days, and shall forfeit the right to  
4 operate a motor vehicle over the highways of this State for a period of  
5 not less than one year or more than two years upon conviction. A  
6 person who has been arrested for a second violation of this section  
7 may, upon arrest and prior to any conviction, voluntarily install an  
8 ignition interlock device in one motor vehicle the person owns, leases,  
9 or principally operates, whichever the person most often operates, and  
10 request from the Motor Vehicle Commission a driver's license with a  
11 notation stating that the person shall not operate a motor vehicle unless  
12 it is equipped with an ignition interlock device pursuant to subsection  
13 b. of section 3 of P.L.1999, c.417 (C.39:4-50.18). A person who  
14 installs an ignition interlock device and obtains a driver's license with  
15 the appropriate notation pursuant to this paragraph shall receive a one  
16 day credit against the period that the person is required to forfeit the  
17 right to operate a motor vehicle over the highways of this State  
18 pursuant to this paragraph for every two days that the person has an  
19 ignition interlock device installed and a driver's license with the  
20 appropriate notation and shall not be subject to a fine pursuant to this  
21 paragraph. A person shall not be entitled to a credit against the period  
22 that the person is required to forfeit the right to operate a motor vehicle  
23 over the highways of this State pursuant to this paragraph if the  
24 violation of this section resulted in serious bodily injury as defined in  
25 N.J.S.2C:11-1 to another person.

26 After the expiration of the license forfeiture period, the person may  
27 make application to the Chief Administrator of the New Jersey Motor  
28 Vehicle Commission for a license to operate a motor vehicle, which  
29 application may be granted at the discretion of the chief administrator,  
30 consistent with subsection (b) of this section. For a second violation, a  
31 person also shall be required to install an ignition interlock device  
32 under the provisions of P.L.1999, c.417 (C.39:4-50.16 et al.).

33 (3) For a third or subsequent violation, a person shall be subject to  
34 a fine of \$1,000, and shall be sentenced to imprisonment for a term of  
35 not less than 180 days in a county jail or workhouse, except that the  
36 court may lower such term for each day, not exceeding 90 days, served  
37 participating in a drug or alcohol inpatient rehabilitation program  
38 approved by the Intoxicated Driver Resource Center and shall  
39 thereafter forfeit the right to operate a motor vehicle over the highways  
40 of this State for eight years. A person who has been arrested for a  
41 third or subsequent violation of this section may, upon arrest and prior  
42 to any conviction, voluntarily install an ignition interlock device in one  
43 motor vehicle the person owns, leases, or principally operates,  
44 whichever the person most often operates, and request from the Motor  
45 Vehicle Commission a driver's license with a notation stating that the  
46 person shall not operate a motor vehicle unless it is equipped with an  
47 ignition interlock device pursuant to subsection b. of section 3 of  
48 P.L.1999, c.417 (C.39:4-50.18). A person who installs an ignition

1 interlock device and obtains a driver's license with the appropriate  
2 notation pursuant to this paragraph shall receive a one day credit  
3 against the period that the person is required to forfeit the right to  
4 operate a motor vehicle over the highways of this State pursuant to this  
5 paragraph for every two days that the person has an ignition interlock  
6 device installed and a driver's license with the appropriate notation  
7 and shall not be subject to a fine pursuant to this paragraph. A person  
8 shall not be entitled to a credit against the period that the person is  
9 required to forfeit the right to operate a motor vehicle over the  
10 highways of this State pursuant to this paragraph if the violation of this  
11 section resulted in serious bodily injury as defined in N.J.S.2C:11-1 to  
12 another person.

13 For a third or subsequent violation, a person also shall be required  
14 to install an ignition interlock device under the provisions of P.L.1999,  
15 c.417 (C.39:4-50.16 et al.).

16 Notwithstanding any judicial directive to the contrary, upon  
17 recommendation by the prosecutor, a plea agreement under this section  
18 is authorized under the appropriate factual basis consistent with any  
19 other violation of Title 39 of the Revised Statutes or offense under  
20 Title 2C of the New Jersey Statutes.

21 As used in this section, the phrase "narcotic, hallucinogenic or  
22 habit-producing drug" includes an inhalant or other substance  
23 containing a chemical capable of releasing any toxic vapors or fumes  
24 for the purpose of inducing a condition of intoxication, such as any  
25 glue, cement or any other substance containing one or more of the  
26 following chemical compounds: acetone and acetate, amyl nitrite or  
27 amyl nitrate or their isomers, benzene, butyl alcohol, butyl nitrite,  
28 butyl nitrate or their isomers, ethyl acetate, ethyl alcohol, ethyl nitrite  
29 or ethyl nitrate, ethylene dichloride, isobutyl alcohol or isopropyl  
30 alcohol, methyl alcohol, methyl ethyl ketone, nitrous oxide, n-propyl  
31 alcohol, pentachlorophenol, petroleum ether, propyl nitrite or propyl  
32 nitrate or their isomers, toluene, toluol or xylene or any other chemical  
33 substance capable of causing a condition of intoxication, inebriation,  
34 excitement, stupefaction or the dulling of the brain or nervous system  
35 as a result of the inhalation of the fumes or vapors of such chemical  
36 substance.

37 Whenever an operator of a motor vehicle has been involved in an  
38 accident resulting in death, bodily injury or property damage, a police  
39 officer shall consider that fact along with all other facts and  
40 circumstances in determining whether there are reasonable grounds to  
41 believe that person was operating a motor vehicle in violation of this  
42 section.

43 A conviction of a violation of a law of a substantially similar  
44 nature in another jurisdiction, regardless of whether that jurisdiction is  
45 a signatory to the Interstate Driver License Compact pursuant to  
46 P.L.1966, c.73 (C.39:5D-1 et seq.), shall constitute a prior conviction  
47 under this subsection unless the defendant can demonstrate by clear  
48 and convincing evidence that the conviction in the other jurisdiction

1 was based exclusively upon a violation of a proscribed blood alcohol  
2 concentration of less than 0.08%.

3 If the driving privilege of any person is under revocation or  
4 suspension for a violation of any provision of this Title or Title 2C of  
5 the New Jersey Statutes at the time of any conviction for a violation of  
6 this section, the revocation or suspension period imposed shall  
7 commence as of the date of termination of the existing revocation or  
8 suspension period. In the case of any person who at the time of the  
9 imposition of sentence is less than 17 years of age, the forfeiture,  
10 suspension or revocation of the driving privilege imposed by the court  
11 under this section shall commence immediately, run through the  
12 offender's seventeenth birthday and continue from that date for the  
13 period set by the court pursuant to paragraphs (1) through (3) of this  
14 subsection. A court that imposes a term of imprisonment for a first or  
15 second offense under this section may sentence the person so  
16 convicted to the county jail, to the workhouse of the county wherein  
17 the offense was committed, to an inpatient rehabilitation program or to  
18 an Intoxicated Driver Resource Center or other facility approved by  
19 the chief of the Intoxicated Driving Program Unit in the Division of  
20 Mental Health and Addiction Services in the Department of Health.  
21 For a third or subsequent offense a person shall not serve a term of  
22 imprisonment at an Intoxicated Driver Resource Center as provided in  
23 subsection (f).

24 A person who has been convicted of a previous violation of this  
25 section need not be charged as a second or subsequent offender in the  
26 complaint made against him in order to render him liable to the  
27 punishment imposed by this section on a second or subsequent  
28 offender, but if the second offense occurs more than 10 years after the  
29 first offense, the court shall treat the second conviction as a first  
30 offense for sentencing purposes and if a third offense occurs more than  
31 10 years after the second offense, the court shall treat the third  
32 conviction as a second offense for sentencing purposes.

33 (b) A person convicted under this section must satisfy the  
34 screening, evaluation, referral, program and fee requirements of the  
35 Division of Mental Health and Addiction Services' Intoxicated Driving  
36 Program Unit, and of the Intoxicated Driver Resource Centers and a  
37 program of alcohol and drug education and highway safety, as  
38 prescribed by the chief administrator. The sentencing court shall  
39 inform the person convicted that failure to satisfy such requirements  
40 shall result in a mandatory two-day term of imprisonment in a county  
41 jail and a driver license revocation or suspension and continuation of  
42 revocation or suspension until such requirements are satisfied, unless  
43 stayed by court order in accordance with the Rules Governing the  
44 Courts of the State of New Jersey, or R.S.39:5-22. Upon sentencing,  
45 the court shall forward to the Division of Mental Health and Addiction  
46 Services' Intoxicated Driving Program Unit a copy of a person's  
47 conviction record. A fee of \$100 shall be payable to the Alcohol  
48 Education, Rehabilitation and Enforcement Fund established pursuant

1 to section 3 of P.L.1983, c.531 (C.26:2B-32) to support the Intoxicated  
2 Driving Program Unit.

3 (c) Upon conviction of a violation of this section, the court shall  
4 collect forthwith the New Jersey driver's license or licenses of the  
5 person so convicted and forward such license or licenses to the chief  
6 administrator. The court shall inform the person convicted that if he is  
7 convicted of personally operating a motor vehicle during the period of  
8 license suspension imposed pursuant to subsection (a) of this section,  
9 he shall, upon conviction, be subject to the penalties established in  
10 R.S.39:3-40. The person convicted shall be informed orally and in  
11 writing. A person shall be required to acknowledge receipt of that  
12 written notice in writing. Failure to receive a written notice or failure  
13 to acknowledge in writing the receipt of a written notice shall not be a  
14 defense to a subsequent charge of a violation of R.S.39:3-40. In the  
15 event that a person convicted under this section is the holder of any  
16 out-of-State driver's license, the court shall not collect the license but  
17 shall notify forthwith the chief administrator, who shall, in turn, notify  
18 appropriate officials in the licensing jurisdiction. The court shall,  
19 however, revoke the nonresident's driving privilege to operate a motor  
20 vehicle in this State, in accordance with this section. Upon conviction  
21 of a violation of this section, the court shall notify the person  
22 convicted, orally and in writing, of the penalties for a second, third or  
23 subsequent violation of this section. A person shall be required to  
24 acknowledge receipt of that written notice in writing. Failure to  
25 receive a written notice or failure to acknowledge in writing the receipt  
26 of a written notice shall not be a defense to a subsequent charge of a  
27 violation of this section.

28 (d) The chief administrator shall promulgate rules and regulations  
29 pursuant to the "Administrative Procedure Act," P.L.1968, c.410  
30 (C.52:14B-1 et seq.) in order to establish a program of alcohol  
31 education and highway safety, as prescribed by this act.

32 (e) Any person accused of a violation of this section who is liable  
33 to punishment imposed by this section as a second or subsequent  
34 offender shall be entitled to the same rights of discovery as allowed  
35 defendants pursuant to the Rules Governing the Courts of the State of  
36 New Jersey.

37 (f) The counties, in cooperation with the Division of Mental  
38 Health and Addiction Services and the commission, but subject to the  
39 approval of the Division of Mental Health and Addiction Services,  
40 shall designate and establish on a county or regional basis Intoxicated  
41 Driver Resource Centers. These centers shall have the capability of  
42 serving as community treatment referral centers and as court monitors  
43 of a person's compliance with the ordered treatment, service  
44 alternative or community service. All centers established pursuant to  
45 this subsection shall be administered by a counselor certified by the  
46 Addiction Professionals Certification Board of New Jersey or other  
47 professional with a minimum of five years' experience in the treatment  
48 of alcoholism. All centers shall be required to develop individualized



1 treatment plans for all persons attending the centers; provided that the  
2 duration of any ordered treatment or referral shall not exceed one year.  
3 It shall be the center's responsibility to establish networks with the  
4 community alcohol and drug education, treatment and rehabilitation  
5 resources and to receive monthly reports from the referral agencies  
6 regarding a person's participation and compliance with the program.  
7 Nothing in this subsection shall bar these centers from developing their  
8 own education and treatment programs; provided that they are  
9 approved by the Division of Mental Health and Addiction Services.

10 Upon a person's failure to report to the initial screening or any  
11 subsequent ordered referral, the Intoxicated Driver Resource Center  
12 shall promptly notify the sentencing court of the person's failure to  
13 comply.

14 Required detention periods at the Intoxicated Driver Resource  
15 Centers shall be determined according to the individual treatment  
16 classification assigned by the Intoxicated Driving Program Unit. Upon  
17 attendance at an Intoxicated Driver Resource Center, a person shall be  
18 required to pay a per diem fee of \$75 for the first offender program or  
19 a per diem fee of \$100 for the second offender program, as  
20 appropriate. Any increases in the per diem fees after the first full year  
21 shall be determined pursuant to rules and regulations adopted by the  
22 Commissioner of Health in consultation with the Governor's Council  
23 on Alcoholism and Drug Abuse pursuant to the "Administrative  
24 Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.).

25 The centers shall conduct a program of alcohol and drug education  
26 and highway safety, as prescribed by the chief administrator.

27 The Commissioner of Health shall adopt rules and regulations  
28 pursuant to the "Administrative Procedure Act," P.L.1968, c.410  
29 (C.52:14B-1 et seq.), in order to effectuate the purposes of this  
30 subsection.

31 (g) (Deleted by amendment, P.L.2019, c.248)

32 (h) A court also may order a person convicted pursuant to  
33 subsection (a) of this section, to participate in a supervised visitation  
34 program as either a condition of probation or a form of community  
35 service, giving preference to those who were under the age of 21 at the  
36 time of the offense. Prior to ordering a person to participate in such a  
37 program, the court may consult with any person who may provide  
38 useful information on the defendant's physical, emotional and mental  
39 suitability for the visit to ensure that it will not cause any injury to the  
40 defendant. The court also may order that the defendant participate in a  
41 counseling session under the supervision of the Intoxicated Driving  
42 Program Unit prior to participating in the supervised visitation  
43 program. The supervised visitation program shall be at one or more of  
44 the following facilities which have agreed to participate in the program  
45 under the supervision of the facility's personnel and the probation  
46 department:

47 (1) a trauma center, critical care center or acute care hospital  
48 having basic emergency services, which receives victims of motor

1 vehicle accidents for the purpose of observing appropriate victims of  
2 drunk drivers and victims who are, themselves, drunk drivers;

3 (2) a facility which cares for advanced alcoholics or drug abusers,  
4 to observe persons in the advanced stages of alcoholism or drug abuse;  
5 or

6 (3) if approved by a county medical examiner, the office of the  
7 county medical examiner or a public morgue to observe appropriate  
8 victims of vehicle accidents involving drunk drivers.

9 As used in this section, "appropriate victim" means a victim whose  
10 condition is determined by the facility's supervisory personnel and the  
11 probation officer to be appropriate for demonstrating the results of  
12 accidents involving drunk drivers without being unnecessarily  
13 gruesome or traumatic to the defendant.

14 If at any time before or during a visitation the facility's supervisory  
15 personnel and the probation officer determine that the visitation may  
16 be or is traumatic or otherwise inappropriate for that defendant, the  
17 visitation shall be terminated without prejudice to the defendant. The  
18 program may include a personal conference after the visitation, which  
19 may include the sentencing judge or the judge who coordinates the  
20 program for the court, the defendant, defendant's counsel, and, if  
21 available, the defendant's parents to discuss the visitation and its effect  
22 on the defendant's future conduct. If a personal conference is not  
23 practicable because of the defendant's absence from the jurisdiction,  
24 conflicting time schedules, or any other reason, the court shall require  
25 the defendant to submit a written report concerning the visitation  
26 experience and its impact on the defendant. The county, a court, any  
27 facility visited pursuant to the program, any agents, employees, or  
28 independent contractors of the court, county, or facility visited  
29 pursuant to the program, and any person supervising a defendant  
30 during the visitation, are not liable for any civil damages resulting  
31 from injury to the defendant, or for civil damages associated with the  
32 visitation which are caused by the defendant, except for willful or  
33 grossly negligent acts intended to, or reasonably expected to result in,  
34 that injury or damage.

35 The Supreme Court may adopt court rules or directives to  
36 effectuate the purposes of this subsection.

37 (i) In addition to any other fine, fee, or other charge imposed  
38 pursuant to law, the court shall assess a person convicted of a violation  
39 of the provisions of this section a surcharge of \$125, of which amount  
40 \$50 shall be payable to the municipality in which the conviction was  
41 obtained, \$50 shall be payable to the Treasurer of the State of New  
42 Jersey for deposit into the General Fund, and \$25 which shall be  
43 payable as follows: in a matter where the summons was issued by a  
44 municipality's law enforcement agency, to that municipality to be used  
45 for the cost of equipping police vehicles with mobile video recording  
46 systems pursuant to the provisions of section 1 of P.L.2014, c.54  
47 (C.40A:14-118.1); in a matter where the summons was issued by a  
48 county's law enforcement agency, to that county; and in a matter

1 where the summons was issued by a State law enforcement agency, to  
2 the General Fund.<sup>1</sup>

3 (cf: P.L.2019, c.248, s.2)

4

5 <sup>1</sup>3. Section 2 of P.L.1999, c.417 (C.39:4-50.17) is amended to read  
6 as follows:

7 2. a. (1) Except as provided in paragraph (2) of this subsection,  
8 (a) in sentencing a first offender under subparagraph (i) of paragraph  
9 (1) of subsection (a) of R.S.39:4-50, whose blood alcohol  
10 concentration was at least 0.08% but less than 0.10%, or who was  
11 otherwise under the influence of intoxicating liquor, the court shall  
12 order, in addition to any other penalty imposed by that section, the  
13 installation of an ignition interlock device in one motor vehicle owned,  
14 leased, or principally operated by the offender, whichever the offender  
15 most often operates, which shall remain installed for three months.

16 (b) In sentencing a first offender under subparagraph (ii) of  
17 paragraph (1) of subsection (a) of R.S.39:4-50 whose blood alcohol  
18 concentration was 0.10% or higher, but less than 0.15%, the court shall  
19 order, in addition to any other penalty imposed, the installation of an  
20 ignition interlock device in one motor vehicle owned, leased, or  
21 principally operated by the offender, whichever the offender most  
22 often operates, which shall remain installed for not less than seven  
23 months or more than one year.

24 (2) If the first offender's blood alcohol concentration is 0.15% or  
25 higher, or the offender violated section 2 of P.L.1981, c.512 (C.39:4-  
26 50.4a), the court shall order, in addition to any other penalty imposed  
27 under R.S.39:4-50 or section 2 of P.L.1981, c.512 (C.39:4-50.4a), the  
28 installation of an ignition interlock device in one motor vehicle owned,  
29 leased, or principally operated by the offender, whichever the offender  
30 most often operates, during and following the expiration of the period  
31 of license forfeiture imposed under those sections. In addition to  
32 installation during the period of license suspension, the device shall  
33 remain installed for not less than **[nine]** 12 months or more than 15  
34 months in the case of a first offender whose blood alcohol  
35 concentration is 0.15% or higher and shall remain installed for not less  
36 than nine months or more than 15 months in the case of an offender  
37 who violated section 2 of P.L.1981, c.512 (C.39:4-50.4a),  
38 commencing immediately upon installation of the device and the  
39 return of the offender's driver's license pursuant to section 3 of  
40 P.L.1999, c.417 (C.39:4-50.18) after the required period of forfeiture  
41 has been served.

42 b. In sentencing a second or subsequent offender under R.S.39:4-  
43 50 or section 2 of P.L.1981, c.512 (C.39:4-50.4a), the court shall  
44 order, in addition to any other penalty imposed by that section, the  
45 installation of an ignition interlock device in the motor vehicle  
46 principally operated by the offender during and following the  
47 expiration of the period of license forfeiture imposed under R.S.39:4-  
48 50 or section 2 of P.L.1981, c.512 (C.39:4-50.4a). In addition to

1 installation during the period of license forfeiture, the device shall  
2 remain installed for not less than two years or more than four years,  
3 commencing immediately upon installation of the device and the  
4 return of the offender's driver's license pursuant to section 3 of  
5 P.L.1999, c.417 (C.39:4-50.18) after the required period of forfeiture  
6 has been served.

7 c. The court shall require that, for the duration of its order, an  
8 offender shall not drive any vehicle other than one in which an ignition  
9 interlock device has been installed pursuant to the order.

10 The offender shall provide to the court information identifying the  
11 motor vehicle on which the ignition interlock is to be installed, and  
12 any other information deemed relevant by the court, including, but not  
13 limited to, the offender's complete name, address, date of birth, eye  
14 color, and gender. An offender who does not own, lease, or operate a  
15 motor vehicle shall attest to this to the court. A violation of this  
16 provision shall constitute perjury pursuant to N.J.S.2C:28-1. An  
17 offender immediately shall notify the court of the purchase, lease, or  
18 access to operation of a motor vehicle and install an ignition interlock  
19 device in the vehicle.

20 The driver's license of an offender who attests to not owning,  
21 leasing, or operating a motor vehicle shall be forfeited for the ignition  
22 interlock installation period required pursuant to subsections a. and b.  
23 of this section.

24 d. As used in P.L.1999, c.417 (C.39:4-50.16 et al.), "ignition  
25 interlock device" or "device" means a blood alcohol equivalence  
26 measuring device which will prevent a motor vehicle from starting if  
27 the operator's blood alcohol concentration exceeds a predetermined  
28 level when the operator blows into the device.

29 e. The provisions of P.L.1999, c.417 (C.39:4-50.16 et al.) and any  
30 amendments and supplements thereto shall be applicable only to  
31 violations of R.S.39:4-50 and section 2 of P.L.1981, c.512 (C.39:4-  
32 50.4a).

33 f. A person who does not possess a valid driver's license issued  
34 by this State at the time of the imposition of a sentence pursuant to this  
35 section shall be prohibited from obtaining a driver's license for the  
36 duration of that sentence. Upon obtaining a driver's license, the person  
37 shall be sentenced to a period of ignition interlock device installation  
38 pursuant to the provisions of this section.<sup>1</sup>

39 (cf: P.L.2019, c.248, s.4)

40

41 <sup>1</sup>4. Section 3 of P.L.1999, c.417 (C.39:4-50.18) is amended to read  
42 as follows:

43 3. a. The court shall notify the Chief Administrator of the New  
44 Jersey Motor Vehicle Commission when a person has been ordered to  
45 install an ignition interlock device in a vehicle pursuant to the  
46 provisions of P.L.1999, c.417 (C.39:4-50.16 et al.). The commission  
47 shall require that the device be installed before restoration of the

1 person's driver's license that has been forfeited pursuant to R.S.39:4-50  
2 or section 2 of P.L.1981, c.512 (C.39:4-50.4a).

3 A vendor may, without a court order, install an ignition interlock  
4 device in a vehicle that a person owns, leases, or principally operates if  
5 requested by a person who has been arrested for a violation of  
6 R.S.39:4-50 as set forth in R.S.39:4-50. Upon proof that the ignition  
7 interlock device has been installed, the commission, upon request of  
8 the licensee, shall imprint a notation on the person's driver's license  
9 pursuant to subsection b. of this section.

10 b. The commission shall imprint a notation on the driver's license  
11 stating that the person shall not operate a motor vehicle unless it is  
12 equipped with an ignition interlock device and shall enter this  
13 requirement in the person's driving record. The expiration date of the  
14 device requirement shall not be imprinted on the license.

15 c. Notwithstanding the provisions of section 2 of P.L.1999, c.417  
16 (C.39:4-50.17), an ignition interlock device shall be removed on the  
17 date the person completes the installation period only if the person  
18 submits to the chief administrator a certification from the vendor that:

19 (1) during the final 30 days of the installation period there was not  
20 more than one failure to take or pass a test with a blood alcohol  
21 concentration of 0.08% or higher unless a re-test conducted within five  
22 minutes of the initial test indicates a blood alcohol concentration of  
23 less than 0.08%; and

24 (2) the person complied with all required maintenance, repair,  
25 calibration, monitoring, and inspection requirements related to the  
26 device.

27 d. If the vendor does not issue a certification to the person  
28 because there were two or more violations of paragraph (1) of  
29 subsection c. of this section, the vendor shall forward the violation  
30 information to the chief administrator and the court. The court shall  
31 decide whether to extend the period of ignition interlock device  
32 installation for up to 90 days or issue the certification to the chief  
33 administrator.<sup>1</sup>

34 (cf: P.L.2019, c.248, s.5)

35  
36 <sup>1</sup>5. Section 12 of P.L.1990, c.103 (C.39:3-10.20) is amended to  
37 read as follows:

38 12. a. In addition to the imposition of any other penalty provided  
39 by law, the chief administrator shall suspend for not less than one year  
40 nor more than three years the commercial motor vehicle driving  
41 privilege of a person convicted for a first violation of:

42 (1) R.S.39:4-50 if the motor vehicle was a commercial motor  
43 vehicle or section 5 of P.L.1990, c.103 (C.39:3-10.13).

44 (2) R.S.39:4-129 if the motor vehicle was a commercial motor  
45 vehicle operated by the person.

46 (3) Using a commercial motor vehicle in the commission of any  
47 "crime" as defined in subsection a., c., or d. of N.J.S.2C:1-4, except in  
48 circumstances where harsher penalties are provided by this section.

1 (4) Refusal to submit to a chemical test under section 2 of  
2 P.L.1966, c.142 (C.39:4-50.2) or section 16 of P.L.1990, c.103  
3 (C.39:3-10.24) if the motor vehicle was a commercial motor vehicle.

4 (5) Paragraph (1) of subsection b. of section 10 of P.L.1990, c.103  
5 (C.39:3-10.18).

6 (6) A violation, arising in connection with a fatal accident, of State  
7 or local law relating to motor vehicle traffic control, other than a  
8 parking violation, regardless of whether the motor vehicle operated by  
9 the person was a commercial motor vehicle or a non-commercial  
10 motor vehicle.

11 b. If a first violation of any of the violations specified in  
12 subsection a. of this section takes place while transporting hazardous  
13 material or takes place in a vehicle displaying a hazardous material  
14 placard, the chief administrator shall suspend the commercial motor  
15 vehicle driving privilege of the person for three years.

16 c. Subject to the provisions of subsection d. of this section, the  
17 chief administrator shall revoke for life the commercial motor vehicle  
18 driving privilege of a person for a second or subsequent violation of  
19 any of the offenses specified in subsections a. and j. of this section or  
20 any combination of those offenses arising from two or more separate  
21 incidents.

22 d. The chief administrator may issue rules and regulations  
23 establishing guidelines, including conditions under which a revocation  
24 of commercial motor vehicle driving privilege for life under  
25 subsection c. may be reduced to a period of not less than 10 years.

26 e. Notwithstanding any other provision of law to the contrary, the  
27 chief administrator shall revoke for life the commercial motor vehicle  
28 driving privilege of a person who uses a commercial motor vehicle or  
29 a non-commercial motor vehicle in the commission of a crime  
30 involving the manufacture, distribution, or dispensing of a controlled  
31 substance or controlled substance analog, or possession with intent to  
32 manufacture, distribute, or dispense a controlled substance or  
33 controlled substance analog.

34 Notwithstanding any other provision of law to the contrary, the  
35 chief administrator shall revoke for life the commercial motor vehicle  
36 driving privilege of a person who is convicted of a crime involving an  
37 act or practice described in section 1 of P.L.2005, c.77 (C.2C:13-8) or  
38 involving an act or practice of one or more of the severe forms of  
39 trafficking in persons as described in paragraph (11) of 22 U.S.C.  
40 S.7102, the federal "Trafficking Victims Protection Act of 2000."

41 A revocation under this subsection shall not be subject to reduction  
42 in accordance with subsection d. of this section.

43 f. (1) The chief administrator shall suspend the commercial motor  
44 vehicle driving privilege of a person for a period of not less than 60  
45 days if the person is convicted of a serious traffic violation, other than  
46 a violation arising in connection with a fatal accident as set forth in  
47 paragraph (6) of subsection a. of this section, and that conviction  
48 constitutes the second serious traffic violation committed in a

1 commercial motor vehicle or non-commercial motor vehicle in this or  
2 any other state arising from separate incidents occurring within a  
3 three-year period. The chief administrator shall suspend the  
4 commercial motor vehicle driving privilege for 120 days if the  
5 conviction constitutes the third or subsequent serious traffic violation,  
6 other than a violation arising in connection with a fatal accident as set  
7 forth in paragraph (6) of subsection a. of this section, committed in a  
8 commercial motor vehicle or non-commercial motor vehicle in this or  
9 any other state arising from separate incidents occurring within a  
10 three-year period.

11 (2) The chief administrator shall suspend the commercial motor  
12 vehicle driving privilege of a person for a period of not less than 60  
13 days if the person is convicted of a violation of R.S.39:4-128; section  
14 68 of P.L.1951, c.23 (C.39:4-127.1); or section 10 of P.L.2005, c.147  
15 (C.39:4-128.11). The chief administrator shall suspend the  
16 commercial motor vehicle driving privilege for not less than 120 days  
17 if the conviction constitutes the second violation of R.S.39:4-128;  
18 section 68 of P.L.1951, c.23 (C.39:4-127.1); section 10 of P.L.2005,  
19 c.147 (C.39:4-128.11) or any combination of such violations in this or  
20 any other state arising from separate incidents occurring within a  
21 three-year period. The chief administrator shall suspend the  
22 commercial motor vehicle driving privilege for not less than one year  
23 if the conviction constitutes the third or subsequent violation of  
24 R.S.39:4-128; section 68 of P.L.1951, c.23 (C.39:4-127.1); section 10  
25 of P.L.2005, c.147 (C.39:4-128.11) or any combination of such  
26 violations in this or any other state arising from separate incidents  
27 occurring within the past three years.

28 (3) The chief administrator shall suspend the commercial motor  
29 vehicle driving privilege of a person for a period of not less than 180  
30 days or more than one year if the person is convicted of violating a  
31 driver, commercial motor vehicle, or motor carrier operation out-of-  
32 service order while driving a commercial motor vehicle transporting  
33 nonhazardous materials. The chief administrator shall suspend the  
34 commercial motor vehicle driving privilege of a person for a period of  
35 not less than two years or more than five years if the conviction  
36 constitutes the second conviction in a separate incident in this or any  
37 other state within a 10-year period of violating a driver, commercial  
38 motor vehicle, or motor carrier operation out-of-service order while  
39 driving a commercial motor vehicle transporting nonhazardous  
40 materials. The chief administrator shall suspend the commercial motor  
41 vehicle driving privilege of a person for a period of not less than three  
42 years or more than five years if the conviction constitutes the third or  
43 subsequent conviction in a separate incident in this or any other state  
44 within a 10-year period of violating a driver, commercial motor  
45 vehicle, or motor carrier operation out-of-service order while driving a  
46 commercial motor vehicle transporting nonhazardous materials.

47 (4) The chief administrator shall suspend the commercial motor  
48 vehicle driving privilege of a person for a period of not less than 180

1 days or more than two years if the person is convicted of violating a  
2 driver, commercial motor vehicle, or motor carrier operation out-of-  
3 service order while driving a commercial motor vehicle transporting  
4 hazardous materials required to be placarded under Subpart F of 49  
5 C.F.R. s.172, or while operating a vehicle designed to transport 16 or  
6 more passengers, including the driver. The chief administrator shall  
7 suspend the commercial motor vehicle driving privilege of a person for  
8 a period of not less than three years or more than five years if the  
9 conviction constitutes a second or subsequent conviction in a separate  
10 incident within a 10-year period in this or any other state of violating a  
11 driver, commercial motor vehicle, or motor carrier operation out-of-  
12 service order while driving a commercial motor vehicle transporting  
13 hazardous materials required to be placarded under Subpart F of 49  
14 C.F.R. s.172, or while operating a vehicle designed to transport 16 or  
15 more passengers, including the driver.

16 g. A court shall make a report to the chief administrator within  
17 three days in such form as the chief administrator may require  
18 concerning conviction for any violation or crime listed or described in  
19 P.L.1990, c.103 (C.39:3-10.9 et seq.). The chief administrator shall  
20 notify the Commercial Driver License Information System of the  
21 suspension, revocation, or cancellation. In the case of non-residents,  
22 the chief administrator also shall notify the licensing authority of the  
23 state which issued the commercial driver license or the state where the  
24 person is domiciled. The chief administrator shall provide these  
25 notices within 10 days after the suspension, revocation, cancellation,  
26 or disqualification.

27 h. The chief administrator shall in accordance with this section  
28 suspend a commercial motor vehicle driving privilege of a person  
29 holding, or required to hold, a commercial driver license issued by this  
30 State if the person is convicted in another state or foreign jurisdiction  
31 of an offense of a substantially similar nature to the offenses specified  
32 in subsection a., e., f., g., h., i. or j. of this section. For purposes of this  
33 section, a violation such as driving while intoxicated, driving under the  
34 influence, or driving while ability is impaired shall be considered  
35 substantially similar offenses. For purposes of this section, a violation  
36 committed in another state but substantially similar to those  
37 enumerated in subsection a., e., f., g., h., i. or j. of this section  
38 committed in this State shall be included.

39 i. Notwithstanding any other provision of law to the contrary, a  
40 conviction under this section, or section 5 or 16 of P.L.1990, c.103  
41 (C.39:3-10.13 or C.39:3-10.24), shall not merge with a conviction for  
42 a violation of R.S.39:4-50 or section 2 of P.L.1966, c.142 (C.39:4-  
43 50.2).

44 j. In addition to any other penalty provided by law, the chief  
45 administrator shall suspend for one year the commercial motor vehicle  
46 driving privilege of a person for a first violation of:

- 47 (1) R.S.39:4-50 while operating a non-commercial motor vehicle;
- 48 (2) R.S.39:4-129 while operating a non-commercial motor vehicle;



1 (3) Refusing to submit to a chemical test under section 2 of  
2 P.L.1966, c.142 (C.39:4-50.2) while operating a non-commercial  
3 motor vehicle; or

4 (4) Using a non-commercial motor vehicle in the commission of  
5 any "crime" as defined in subsection a., c., or d. of N.J.S.2C:1-4.

6 k. The chief administrator shall in accordance with this section  
7 suspend the commercial motor vehicle driving privilege of a person  
8 holding, or required to hold, a commercial driver license issued by this  
9 State if that person has been disqualified from operating a commercial  
10 motor vehicle by the Federal Motor Carrier Safety Administration  
11 pursuant to 49 C.F.R. s.383.52 because that person's driving has been  
12 determined to constitute an imminent hazard.

13 l. The New Jersey Motor Vehicle Commission shall maintain  
14 records of accidents, convictions, and disqualification for persons  
15 holding, or required to hold, a commercial driver license in accordance  
16 with 49 C.F.R. s.384.225 and the AAMVAnet, Inc.'s "Commercial  
17 Driver License Information System State Procedures," as amended and  
18 supplemented.

19 m. Any driver who is found to be in violation of the provisions of  
20 paragraph (a) or (b) of 49 C.F.R. s.392.5, relating to the use of alcohol,  
21 being under the influence of alcohol, having any measured alcohol  
22 concentration or detected presence of alcohol, or possessing alcohol,  
23 shall be placed out-of-service immediately for a period of 24 hours.

24 n. In addition to any penalty imposed under this section, in  
25 sentencing a person convicted of a first violation of section 5 of  
26 P.L.1990, c.103 (C.39:3-10.13) whose blood alcohol concentration  
27 was at least 0.04% but less than 0.08%, the court shall order the  
28 installation of an ignition interlock device in one motor vehicle owned,  
29 leased, or principally operated by the offender, whichever the offender  
30 most often operates, which shall remain installed for three to six  
31 months. Notwithstanding the provisions of this section or any other  
32 provision of law to the contrary, the chief administrator shall not  
33 suspend the commercial motor vehicle driving privilege of an offender  
34 who installs an ignition interlock device pursuant to this subsection.<sup>1</sup>

35 (cf: P.L.2022, c.11, s.1)

36  
37 <sup>1</sup>6. Section 2 of P.L.1981, c.512 (C.39:4-50.4a) is amended to read  
38 as follows:

39 2. a. The municipal court shall order any person who, after being  
40 arrested for a violation of R.S.39:4-50 or section 1 of P.L.1992, c.189  
41 (C.39:4-50.14), refuses to submit, upon request, to a test provided for  
42 in section 2 of P.L.1966, c.142 (C.39:4-50.2):

43 (1) if the refusal was in connection with a first offense under this  
44 section, to forfeit the right to operate a motor vehicle over the  
45 highways of this State until the person installs an ignition interlock  
46 device in one motor vehicle owned, leased, or principally operated by  
47 the person, whichever the person most often operates, for the purpose

1 of complying with the provisions of P.L.1999, c.417 (C.39:4-50.16 et  
2 al.);

3 (2) if the refusal was in connection with a second offense under  
4 this section, to forfeit the right to operate a motor vehicle over the  
5 highways of this State for a period of not less than one year or more  
6 than two years following the installation of an ignition interlock device  
7 in one motor vehicle owned, leased, or principally operated by the  
8 person, whichever the person most often operates, for the purpose of  
9 complying with the provisions of P.L.1999, c.417 (C.39:4-50.16 et  
10 al.);

11 (3) if the refusal was in connection with a third or subsequent  
12 offense under this section, to forfeit the right to operate a motor  
13 vehicle over the highways of this State for a period of eight years  
14 following the installation of an ignition interlock device in one motor  
15 vehicle owned, leased, or principally operated by the person,  
16 whichever the person most often operates, for the purpose of  
17 complying with the provisions of P.L.1999, c.417 (C.39:4-50.16 et  
18 al.). A conviction or administrative determination of a violation of a  
19 law of a substantially similar nature in another jurisdiction, regardless  
20 of whether that jurisdiction is a signatory to the Interstate Driver  
21 License Compact pursuant to P.L.1966, c.73 (C.39:5D-1 et seq.), shall  
22 constitute a prior conviction under this section.

23 The municipal court shall determine by a preponderance of the  
24 evidence whether the arresting officer had probable cause to believe  
25 that the person had been driving or was in actual physical control of a  
26 motor vehicle on the public highways or quasi-public areas of this  
27 State while the person was under the influence of intoxicating liquor or  
28 a narcotic, hallucinogenic, or habit-producing drug, or marijuana or  
29 cannabis item as defined in section 3 of P.L.2021, c.16 (C.24:6I-33);  
30 whether the person was placed under arrest, if appropriate, and  
31 whether he refused to submit to the test upon request of the officer;  
32 and if these elements of the violation are not established, no conviction  
33 shall issue. In addition to any other requirements provided by law, a  
34 person whose operator's license is revoked for refusing to submit to a  
35 test shall be referred to an Intoxicated Driver Resource Center  
36 established by subsection (f) of R.S.39:4-50 and shall satisfy the same  
37 requirements of the center for refusal to submit to a test as provided  
38 for in section 2 of P.L.1966, c.142 (C.39:4-50.2) in connection with a  
39 first, second, third or subsequent offense under this section that must  
40 be satisfied by a person convicted of a commensurate violation of this  
41 section, or be subject to the same penalties as such a person for failure  
42 to do so. For a first offense, the revocation may be concurrent with or  
43 consecutive to any revocation imposed for a conviction under the  
44 provisions of R.S.39:4-50 arising out of the same incident. For a  
45 second or subsequent offense, the revocation shall be consecutive to  
46 any revocation imposed for a conviction under the provisions of  
47 R.S.39:4-50. In addition to issuing a revocation, the municipal court  
48 shall fine a person convicted under this section, a fine of not less than

1 \$300 or more than \$500 for a first offense; a fine of not less than \$500  
2 or more than \$1,000 for a second offense; and a fine of \$1,000 for a  
3 third or subsequent offense.

4 Notwithstanding any judicial directive to the contrary, upon  
5 recommendation by the prosecutor, a plea agreement under this section  
6 is authorized under the appropriate factual basis consistent with any  
7 other violation of Title 39 of the Revised Statutes or offense under  
8 Title 2C of the New Jersey Statutes.

9 b. (Deleted by amendment, P.L.2019, c.248)<sup>1</sup>  
10 (cf: P.L.2021, c.16, s.82)

11  
12 <sup>1</sup>7. Nothing in P.L. , c. (pending before the Legislature as this  
13 bill) shall be construed to preclude the installation of an ignition  
14 interlock device for a violation of Title 39 of the Revised Statutes  
15 under the appropriate factual basis.<sup>1</sup>

16  
17 <sup>1</sup>[2. This] 8. Section 1 of this<sup>1</sup> act shall take effect  
18 immediately <sup>1</sup>, sections 2 through 7 of this act shall take effect 60  
19 days following enactment, and the amendments to R.S.39:4-50  
20 pursuant to P.L. , c. (pending before the Legislature as this bill);  
21 section 2 of P.L.1981, c.512 (C.39:4-50.4a) pursuant to P.L. , c.  
22 (pending before the Legislature as this bill), section 2 of P.L.1999,  
23 c.417 (C.39:4-50.17) pursuant to P.L. , c. (pending before the  
24 Legislature as this bill); section 3 of P.L.1999, c.417 (C.39:4-50.18)  
25 pursuant to P.L. , c. (pending before the Legislature as this bill);  
26 and section 12 of P.L.1990, c.103 (C.39:3-10.20) pursuant to  
27 P.L. , c. (pending before the Legislature as this bill) shall expire  
28 on January 1, 2029<sup>1</sup>.