

P.L. 2025, CHAPTER 388, *approved January 20, 2026*
Assembly Committee Substitute (*First Reprint*)
for Assembly, No. 5802

1 AN ACT concerning the Statewide Longitudinal Data System for
2 Education and Workforce Development, amending various parts
3 of the statutory law, and supplementing chapter 6 of Title 18A of
4 the New Jersey Statutes.

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

8
9 1. (New section) a. (1) There is established, in but not of, the
10 Department of Education, a Statewide Longitudinal Data System
11 Governing Body. The governing body shall consist of one
12 representative from each of the following State agencies: the
13 Department of Education, the Office of the Secretary of Higher
14 Education, the Higher Education Student Assistance Authority, and
15 the Department of Labor and Workforce Development. The
16 governing body shall adopt any rules and regulations necessary to
17 effectuate the provisions of P.L. , c. (C.) (pending before
18 the Legislature as this bill), except that any rules and regulations
19 shall not govern the New Jersey Motor Vehicle Commission or its
20 data. The governing body may, consistent with its operating
21 procedures and rules and regulations, add additional agencies to or
22 remove existing agencies from the governing body. Any agency
23 added to the governing body shall provide one representative to the
24 governing body.

25 (2) Notwithstanding the provisions of any other law, rule, or
26 regulation to the contrary, the governing body shall not be subject
27 to the Open Public Meetings Act, P.L.1975, c.231 (C.10:4-6 et
28 seq.).

29 (3) The governing body shall operate with the following
30 minimum objectives:

31 (a) identifying critical research and policy questions that need to
32 be addressed by education and workforce development programs;

33 (b) identifying reports and other information that are appropriate
34 to make available to education and workforce development entities
35 and other public stakeholders;

36 (c) defining and maintaining standards for privacy,
37 confidentiality, and security of data consistent and in compliance
38 with ¹the provisions of P.L.1997, c.188 (C.39:2-3.3 et seq.) and¹ the

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:

¹Senate SBA committee amendments adopted January 8, 2026.

1 federal “Drivers’ Privacy Protection Act of 1994,” Pub.L.103-322;
2 and

3 (d) performing other advisory functions that are necessary for the
4 successful continuation and management of the Statewide
5 Longitudinal Data System for Education and Workforce
6 Development established pursuant to subsection b. of this section.

7 b. (1) The governing body shall establish and maintain a
8 Statewide Longitudinal Data System for Education and Workforce
9 Development or may enter into an agreement with a separate entity,
10 which entity may include but not be limited to the John J. Heldrich
11 Center for Workforce Development at Rutgers, the State University,
12 to establish and maintain the system. It shall be the purpose of the
13 system to link longitudinal data to inform policy and decisions
14 concerning the improvement of quality of life, education, and
15 employment opportunities for residents of the State. The system’s
16 objectives shall include, but need not be limited to:

17 (a) enabling New Jersey residents to afford and obtain training
18 or post-secondary degrees;

19 (b) enabling New Jersey residents to secure and retain
20 employment and receive better pay after completing training or
21 post-secondary degrees;

22 (c) enabling New Jersey residents to meet the education and job
23 skill demands of business and industry;

24 (d) identifying areas of potential workforce gaps, as presented in
25 the annual Teacher Workforce Report, or any successor or other
26 appropriate report, as identified by the Commissioner of Education;

27 (e) identifying the effectiveness of support programs that help
28 New Jersey residents enter or return to employment;

29 (f) identifying the effectiveness of support programs that help
30 New Jersey residents enter training or post-secondary degree
31 programs; and

32 (g) facilitating the sharing of data and learning across
33 government entities.

34 (2) The system shall meet the standards of the National Institute
35 of Standards and Technology and maintain certification or
36 accreditation, as applicable, therefrom. The system shall follow
37 rigorous data security guidelines and may only release aggregate-
38 level data from the secure environment.

39 (3) Each participating agency in the governing body shall
40 provide the data necessary to effectuate the provisions of P.L. , c.
41 (C.) (pending before the Legislature as this bill).

42 (4) This section shall not be construed to prevent any
43 participating agency from maintaining control of that agency’s data.

44 (5) Data provided to the system shall be provided in accordance
45 with all State and federal laws governing the protection, retention,
46 and sharing of the data.

47 (6) The governing body shall have the authority to secure any
48 available federal funding, including funding to expand and enhance

1 the capacity of the State's existing technology infrastructure for the
2 purposes of developing the system.

3 (7) Notwithstanding the provisions of any other law, rule, or
4 regulation to the contrary, information shared, transmitted, or
5 received, including information to or from the entity selected
6 pursuant to paragraph (1) of this subsection, in carrying out the
7 purposes of P.L. , c. (C.) (pending before the Legislature
8 as this bill) shall not be considered a government record under
9 P.L.1963, c.73 (C.47:1A-1 et seq.), P.L.2001, c.404 (C.47:1A-5 et
10 al.), or the common law concerning access to government records.

11 c. (1) Notwithstanding the provisions of any law, rule, or
12 regulation to the contrary, to the extent not otherwise inconsistent
13 with the federal "Drivers' Privacy Protection Act of 1994,"
14 Pub.L.103-322, and upon and consistent with a fully executed
15 agreement, the New Jersey Motor Vehicle Commission shall share
16 personal information as defined under section 1 of P.L.1997, c.188
17 (C.39:2-3.3) for use by the governing body, or the entity selected
18 pursuant to subsection b. of this section, or both, for the purposes of
19 this section. The sharing of information shall not be considered a
20 violation of any other State law. Pursuant to an agreement with the
21 New Jersey Motor Vehicle Commission, the Statewide Longitudinal
22 Data System Governing Body may provide the New Jersey Motor
23 Vehicle Commission with a person's social security number and
24 other personal or personally identifiable information, in a format
25 acceptable to the commission, and upon receipt, the commission
26 shall provide the Statewide Longitudinal Data System Governing
27 Body, or the entity selected pursuant to subsection b. of this section,
28 with data that confirms the accuracy of the social security number
29 provided, if that data is available to the commission.

30 (2) The sharing of information pursuant to this section shall be
31 deemed a permissible use of the information by the governing body
32 in carrying out its functions and a permissible use of the
33 information by the entity selected pursuant to subsection b. of this
34 section, if any, acting on behalf of the governing body in carrying
35 out its functions. The information shall be transmitted in a manner
36 consistent with an applicable memorandum of understanding.

37 (3) The New Jersey Motor Vehicle Commission shall not share
38 or transmit to the governing body, or the entity selected pursuant to
39 subsection b. of this section, as applicable, documentation or other
40 information:

41 (a) concerning an individual who does not have a social security
42 number or has submitted proof of identity to the commission using
43 an Individual Taxpayer Identification Number;

44 (b) that indicates that an individual is not a citizen of the United
45 States;

46 (c) that is a photo of a person; or

47 (d) that includes a person's social security number beyond the
48 last four digits of the social security number.

1 Nothing in this section shall prohibit the New Jersey Motor
2 Vehicle Commission from conducting identity matching as
3 provided in paragraph (1) of this subsection or other activities
4 necessary for the Statewide Longitudinal Data System Governing
5 Body to carry out its duties. Notwithstanding the provisions of any
6 other law, rule, or regulation to the contrary, the information
7 shared, transmitted, or received pursuant to this subsection shall not
8 be considered a government record under P.L.1963, c.73 (C.47:1A-
9 1 et seq.) or the common law concerning access to government
10 records.

11

12 2. Section 2 of P.L.1997, c.188 (C.39:2-3.4) is amended to read
13 as follows:

14 2. a. Notwithstanding the provisions of P.L.1963, c.73
15 (C.47:1A-1 et seq.) or any other law to the contrary, except as
16 provided in this act, the New Jersey Motor Vehicle Commission and
17 any officer, employee or contractor thereof shall not knowingly
18 disclose or otherwise make available to any person personal
19 information about any individual obtained by the commission in
20 connection with a motor vehicle record.

21 b. A person requesting a motor vehicle record including
22 personal information shall produce proper identification and shall
23 complete and submit a written request form provided by the chief
24 administrator for the commission's approval. The written request
25 form shall bear notice that the making of false statements therein is
26 punishable and shall include, but not be limited to, the requestor's
27 name and address; the requestor's driver's license number or
28 corporate identification number; the requestor's reason for
29 requesting the record; the driver's license number or the name,
30 address and birth date of the person whose driver record is
31 requested; the license plate number or VIN number of the vehicle
32 for which a record is requested; any additional information
33 determined by the chief administrator to be appropriate and the
34 requestor's certification as to the truth of the foregoing statements.
35 Prior to the approval of the written request form, the commission
36 may also require the requestor to submit documentary evidence
37 supporting the reason for the request.

38 In lieu of completing a written request form for each record
39 requested, the commission may permit a person to complete and
40 submit for approval of the chief administrator or the chief
41 administrator's designee, on a case by case basis, a written
42 application form for participation in a public information program
43 on an ongoing basis. The written application form shall bear notice
44 that the making of false statements therein is punishable and shall
45 include, but not be limited to, the applicant's name, address and
46 telephone number; the nature of the applicant's business activity; a
47 description of each of the applicant's intended uses of the
48 information contained in the motor vehicle records to be requested;

1 the number of employees with access to the information; the name,
2 title, and signature of the authorized company representative; and
3 any additional information determined by the chief administrator to
4 be appropriate. The chief administrator may also require the
5 applicant to submit a copy of its business credentials, such as a
6 license to do business or a certificate of incorporation. Prior to
7 approval by the chief administrator or the chief administrator's
8 designee, the applicant shall certify in writing as to the truth of all
9 statements contained in the completed application form.

10 c. Personal information shall be disclosed for use in connection
11 with matters of motor vehicle or driver safety and theft; motor
12 vehicle emissions; motor vehicle product alterations, recalls or
13 advisories; performance monitoring of motor vehicles and dealers
14 by motor vehicle manufacturers; maintenance of voter registration
15 information; and removal of non-owner records from the original
16 owner records of motor vehicle manufacturers to carry out the
17 purposes of the Automobile Information Disclosure Act, Pub.L.85-
18 506, the Motor Vehicle Information and Cost Saving Act, Pub.L.92-
19 513, the National Traffic and Motor Vehicle Safety Act of 1966,
20 Pub.L.89-563, the Anti-Car Theft Act of 1992, Pub.L.102-519, and
21 the Clean Air Act, Pub.L.88-206, and may be disclosed as follows:

22 (1) For use by any government agency, including any court or
23 law enforcement agency in carrying out its functions, or any private
24 person or entity acting on behalf of a federal, State, or local agency
25 in carrying out its functions.

26 (2) For use in connection with matters of motor vehicle or driver
27 safety and theft; motor vehicle emissions; motor vehicle product
28 alterations, recalls, or advisories; performance monitoring of motor
29 vehicles, motor vehicle parts and dealers; motor vehicle market
30 research activities, including survey research; and the removal of
31 non-owner records from the original owner records of motor vehicle
32 manufacturers.

33 (3) For use in the normal course of business by a legitimate
34 business or its agents, employees, or contractors, but only:

35 (a) to verify the accuracy of personal information submitted by
36 the individual to the business or its agents, employees, or
37 contractors; and

38 (b) if such information as so submitted is not correct or is no
39 longer correct, to obtain the correct information, but only for the
40 purposes of preventing fraud by, pursuing legal remedies against, or
41 recovering on a debt or security interest against the individual.

42 (4) For use in connection with any civil, criminal, administrative
43 or arbitral proceeding in any federal, State, or local court or agency
44 or before any self-regulatory body, including service of process,
45 investigation in anticipation of litigation, and the execution or
46 enforcement of judgments and orders, or pursuant to an order of a
47 federal, State, or local court.

1 (5) For use in educational initiatives, research activities, and for
2 use in producing statistical reports, so long as the personal
3 information is not published, redisclosed, or used to contact
4 individuals and, in the case of educational initiatives, only to organ
5 procurement organizations as aggregated, non-identifying
6 information.

7 (6) For use by any insurer or insurance support organization, or
8 by a self-insured entity, or its agents, employees, or contractors, in
9 connection with claims investigation activities, antifraud activities,
10 rating or underwriting.

11 (7) For use in providing notice to the owners of towed or
12 impounded vehicles.

13 (8) For use by an employer or its agent or insurer to obtain or
14 verify information relating to a holder of a commercial driver's
15 license that is required under the "Commercial Motor Vehicle
16 Safety Act," 49 U.S.C.App.s.2710 et seq.

17 (9) For use in connection with the operation of private toll
18 transportation facilities.

19 (10) For use by any requestor, if the requestor demonstrates it
20 has obtained the notarized written consent of the individual to
21 whom the information pertains.

22 (11) For product and service mail communications from
23 automotive-related manufacturers, dealers and businesses, if the
24 commission has implemented methods and procedures to ensure
25 that:

26 (a) individuals are provided an opportunity, in a clear and
27 conspicuous manner, to prohibit such uses; and

28 (b) product and service mail communications from automotive-
29 related manufacturers, dealers and businesses will not be directed at
30 individuals who exercise their option under subparagraph (a) of this
31 paragraph.

32 (12) For use by an organ procurement organization designated
33 pursuant to 42 U.S.C. s.1320b-8 to serve in the State of New Jersey,
34 or any donor registry established by any such organization,
35 exclusively for the purposes of determining, verifying, and
36 recording organ and tissue donor designation and identity. For these
37 purposes, an organ procurement organization shall have electronic
38 access at all times, without exception, to real-time organ donor
39 designation and identification information. An organ procurement
40 organization may also have information for research activities,
41 pursuant to paragraph (5) of subsection c. of this section.

42 (13) As provided in section 2 of P.L.2021, c.139 (C.39:2-3.9).

43 (14) As provided in section 1 of P.L. , c. (C.) (pending
44 before the Legislature as this bill).

45 d. As provided by the federal "Drivers' Privacy Protection Act
46 of 1994," Pub.L.103-322, a person authorized to receive personal
47 information under paragraphs (1) through (10) of subsection c. of
48 this section may resell or redisclose the personal information only

1 for a use permitted by paragraphs (1) through (10) of subsection c.
 2 of this section subject to regulation by the commission. A person
 3 authorized to receive personal information under paragraph (11) of
 4 subsection c. of this section may resell or redisclose the personal
 5 information pursuant to paragraph (11) of subsection c. of this
 6 section subject to regulation by the commission. An organization
 7 authorized to receive personal information under paragraph (12) of
 8 subsection c. of this section may redisclose the personal information
 9 only for the purposes set forth in that paragraph.

10 e. As provided by the federal "Drivers' Privacy Protection Act
 11 of 1994," Pub.L.103-322, a person authorized to receive personal
 12 information under this section who resells or rediscloses personal
 13 information covered by the provisions of P.L.1997, c.188 (C.39:2-
 14 3.3 et seq.) shall keep for a period of five years records identifying
 15 each person or entity that receives information and the permitted
 16 purpose for which the information will be used and shall make such
 17 records available to the commission upon request. Any person who
 18 receives, from any source, personal information from a motor
 19 vehicle record shall release or disclose that information only in
 20 accordance with P.L.1997, c.188 (C.39:2-3.3 et seq.).

21 f. The release of personal information under this section shall
 22 not include an individual's social security number except in
 23 accordance with applicable State or federal law.

24 g. Notwithstanding any provision to the contrary, the
 25 commission shall not use, or disclose to any federal, State, or local
 26 law enforcement any motor vehicle record containing personal
 27 information, or any personal information, as this term is defined in
 28 section 1 of P.L.1997, c.188 (C.39:2-3.3), for any purposes related
 29 to Title 8 of the United States Code without the informed consent of
 30 the applicant, a warrant signed by a State or federal judge, lawful
 31 court order, or subpoena, except that nothing in this section shall be
 32 construed to prohibit, or in any way restrict, any action where such
 33 prohibition or restriction would be contrary to federal law.

34 When responding to a warrant, court order, or subpoena, the
 35 commission may disclose only those records or information
 36 specifically requested in the warrant, court order, or subpoena.
 37 (cf: P.L.2021, c.139, s.3)

38
 39 3. R.S.39:3-10 is amended to read as follows:

40 39:3-10. a. A person shall not drive a motor vehicle on a public
 41 highway in this State unless the person is under supervision while
 42 participating in a behind-the-wheel driving course pursuant to
 43 section 6 of P.L.1977, c.25 (C.39:3-13.2a) or is in possession of a
 44 validated permit, or a probationary or basic driver's license issued to
 45 that person in accordance with this article.

46 b. A person under 18 years of age shall not be issued a basic
 47 license to drive motor vehicles, and a person shall not be issued a
 48 validated permit, including a validated examination permit, until the

1 applicant has passed a satisfactory examination and other
2 requirements as to the applicant's ability as an operator. The
3 examination shall include: a test of the applicant's vision; the
4 applicant's ability to understand traffic control devices; the
5 applicant's knowledge of safe driving practices, including the
6 dangers of driving a vehicle in an aggressive manner, which shall
7 include, but not be limited to, unexpectedly altering the speed of a
8 vehicle, making improper or erratic traffic lane changes,
9 disregarding traffic control devices, failing to yield the right of way,
10 and following another vehicle too closely; the applicant's
11 knowledge of operating a motor vehicle in a manner that safely
12 shares the roadway with pedestrians, cyclists, skaters, riders of
13 motorized-scooters, and other non-motorized vehicles, which shall
14 include, but not be limited to, a driver's responsibilities when
15 approaching and passing a pedestrian or person operating a bicycle
16 or personal conveyance on the roadway pursuant to P.L.2021, c.194
17 (C.39:4-92.4) and the penalties for failing to comply with these
18 responsibilities, recognizing bicycle lanes, navigating intersections
19 with pedestrians and cyclists, and exiting a vehicle without
20 endangering pedestrians and cyclists; the applicant's knowledge of
21 the effects that ingestion of alcohol or drugs has on a person's
22 ability to operate a motor vehicle; the applicant's knowledge of the
23 dangers of carbon monoxide poisoning from motor vehicles and
24 techniques for the safe operation and proper maintenance of a motor
25 vehicle; the applicant's knowledge of portions of the mechanism of
26 motor vehicles as is necessary to ensure the safe operation of a
27 vehicle of the kind or kinds indicated by the applicant; and the
28 applicant's knowledge of the laws and ordinary usages of the road.
29 The examination shall be made available in English and each of the
30 three languages, other than English, most commonly spoken in the
31 State, as determined by the chief administrator. The chief
32 administrator shall periodically, and at least every five years, verify
33 the three languages, other than English, most commonly spoken in
34 the State.

35 c. A person shall not sit for an examination for any permit
36 without exhibiting photo identification deemed acceptable by the
37 commission, unless that person is a high school student
38 participating in a course of automobile driving education approved
39 by the State Department of Education and conducted in a public,
40 parochial, or private school of this State, pursuant to section 1 of
41 P.L.1950, c.127 (C.39:3-13.1).

42 Prior to taking an examination for any permit, a person shall
43 watch a video created by the commission, in conjunction with the
44 Attorney General, explaining the rights and responsibilities of a
45 driver stopped by a law enforcement officer. The video shall be
46 used for informational purposes only and shall not be used in any
47 criminal proceeding involving a driver stopped by a law
48 enforcement officer.

1 The commission may waive the written law knowledge
2 examination for any person 18 years of age or older possessing a
3 valid driver's license issued by any other state, the District of
4 Columbia, or the United States Territories of American Samoa,
5 Guam, Northern Mariana Islands, Puerto Rico, or the Virgin
6 Islands. The commission shall be required to provide that person
7 with a booklet that highlights those motor vehicle laws unique to
8 New Jersey. A road test shall be required for a probationary license
9 and serve as a demonstration of the applicant's ability to operate a
10 vehicle of the class designated. During the road test, an applicant
11 may use a rear visibility system, parking sensors, or other
12 technology installed on the motor vehicle that enables the applicant
13 to view areas directly behind the vehicle or alerts the applicant of
14 obstacles while parking.

15 d. A person shall not sit for a road test unless that person
16 exhibits photo identification deemed acceptable by the commission.
17 A high school student who has completed a course of behind-the-
18 wheel automobile driving education approved by the State
19 Department of Education and conducted in a public, parochial, or
20 private school of this State, who has been issued a special learner's
21 permit pursuant to section 1 of P.L.1950, c.127 (C.39:3-13.1) prior
22 to January 1, 2003, shall not be required to exhibit photo
23 identification in order to sit for a road test. The commission may
24 waive the road test for any person 18 years of age or older
25 possessing a valid driver's license issued by any other state, the
26 District of Columbia, or the United States Territories of American
27 Samoa, Guam, Northern Mariana Islands, Puerto Rico, or the Virgin
28 Islands. The road test shall be given on public streets, where
29 practicable and feasible, but may be preceded by an off-street
30 screening process to assess basic skills. The commission shall
31 approve locations for the road test which pose no more than a
32 minimal risk of injury to the applicant, the examiner, and other
33 motorists. New locations for the road test shall not be approved
34 unless the test can be given on public streets.

35 e. A person who successfully completes a road test for a
36 motorcycle license or a motorcycle endorsement when operating a
37 motorcycle or motorized scooter with an engine displacement of
38 less than 231 cubic centimeters shall be issued a motorcycle license
39 or endorsement restricting the person's operation of the vehicles to
40 any motorcycle with an engine displacement of 500 cubic
41 centimeters or less. A person who successfully completes a road
42 test for a motorcycle license or motorcycle endorsement when
43 operating a motorcycle with an engine displacement of 231 or more
44 cubic centimeters shall be issued a motorcycle license or
45 endorsement without any restriction as to engine displacement.
46 Any person who successfully completes an approved motorcycle
47 safety education course established pursuant to the provisions of
48 section 1 of P.L.1991, c.452 (C.27:5F-36) shall be issued a

1 motorcycle license or endorsement without restriction as to engine
2 displacement.

3 f. A person issued a motorcycle license pursuant to this section
4 may be issued a standard motorcycle license or a REAL ID
5 motorcycle license. The chief administrator shall require an
6 applicant for a standard motorcycle license to provide as proof of
7 the applicant's identity, age, and residence primary and secondary
8 documents, with which the chief administrator shall attribute point
9 values in accordance with the point based identification verification
10 program established pursuant to section 28 of P.L.2003, c.13
11 (C.39:2A-28). The point total required to prove the identity of an
12 applicant for the standard motorcycle license shall be the same for
13 every applicant, regardless of immigration status. In the event that
14 the commission changes the point total threshold, the requirement
15 that every applicant reach the same point total threshold shall
16 remain in effect.

17 In addition to requiring the person to submit satisfactory proof of
18 identity and age, the commission shall require the person to
19 provide:

20 (1) as a condition for obtaining a standard motorcycle license,
21 proof of the person's social security number and one document
22 providing satisfactory proof that the person is a New Jersey
23 resident.

24 If the person does not have a social security number, the person
25 shall either:

26 (a) provide satisfactory proof of an Individual Taxpayer
27 Identification Number; or

28 (b) indicate, in a manner prescribed by the commission and
29 consistent with all other provisions of P.L.2019, c.271 (C.39:3-10o
30 et al.), that the person is not eligible to receive a social security
31 number; or

32 (2) as a condition for obtaining a REAL ID motorcycle license:
33 two documents providing satisfactory proof that the person is a New
34 Jersey resident; proof of the person's social security number or
35 verification of ineligibility for a social security number in
36 accordance with the "REAL ID Act of 2005," Pub.L.109-13, any
37 acts amendatory or supplementary thereto, and any federal
38 regulations adopted thereunder; and proof that the person's presence
39 in the United States is authorized under federal law.

40 A standard motorcycle license shall indicate that the license shall
41 not be accepted as identification for an official purpose, as that term
42 is defined under the "REAL ID Act of 2005," Pub.L.109-13, any
43 acts amendatory or supplementary thereto, and any federal
44 regulations adopted thereunder.

45 g. The commission shall issue a standard basic driver's license
46 or a REAL ID basic driver's license to operate a motor vehicle other
47 than a motorcycle to a person over 18 years of age who previously
48 has not been licensed to drive a motor vehicle in this State or

1 another jurisdiction only if that person has: (1) operated a passenger
2 automobile in compliance with the requirements of this Title for not
3 less than one year, not including any period of suspension or
4 postponement, from the date of issuance of a probationary license
5 pursuant to section 4 of P.L.1950, c.127 (C.39:3-13.4); (2) not been
6 assessed more than two motor vehicle points; (3) not been convicted
7 in the previous year for a violation of R.S.39:4-50, section 2 of
8 P.L.1981, c.512 (C.39:4-50.4a), section 1 of P.L.1992, c.189
9 (C.39:4-50.14), R.S.39:4-129, N.J.S.2C:11-5, section 1 of P.L.2017,
10 c.165 (C.2C:11-5.3), subsection c. of N.J.S.2C:12-1, or any other
11 motor vehicle-related violation the commission determines to be
12 significant and applicable pursuant to regulation; and (4) passed an
13 examination of the applicant's ability to operate a motor vehicle
14 pursuant to this section.

15 h. The commission shall expand the driver's license
16 examination by 20 percent. The additional questions to be added
17 shall consist solely of questions developed in conjunction with the
18 Department of Health concerning the use of alcohol or drugs as
19 related to highway safety. The commission shall develop, in
20 conjunction with the Department of Health, supplements to the
21 driver's manual which shall include information necessary to
22 answer any question on the driver's license examination concerning
23 alcohol or drugs as related to highway safety.

24 Up to 20 questions may be added to the examination on subjects
25 to be determined by the commission that are of particular relevance
26 to youthful drivers, including the importance of operating a motor
27 vehicle in a manner that safely shares the roadway with pedestrians,
28 cyclists, skaters, riders of motorized-scooters, and other non-
29 motorized vehicles, which shall include, but not be limited to, a
30 driver's responsibilities when approaching and passing a pedestrian
31 or person operating a bicycle or personal conveyance on the
32 roadway pursuant to P.L.2021, c.194 (C.39:4-92.4) and the
33 penalties for failing to comply with these responsibilities,
34 recognizing bicycle lanes, navigating intersections with pedestrians
35 and cyclists, and exiting a vehicle without endangering pedestrians
36 and cyclists, and the dangers of driving a vehicle in an aggressive
37 manner, which shall include, but not be limited to, unexpectedly
38 altering the speed of a vehicle, making improper or erratic traffic
39 lane changes, disregarding traffic control devices, failing to yield
40 the right of way, and following another vehicle too closely, after
41 consultation with the Director of the Division of Highway Traffic
42 Safety in the Department of Law and Public Safety.

43 The commission shall expand the driver's license examination to
44 include a question asking whether the applicant is aware of the
45 provisions of the "Revised Uniform Anatomical Gift Act,"
46 P.L.2008, c.50 (C.26:6-77 et al.) and the procedure for indicating on
47 the driver's license the intention to make a donation of body organs
48 or tissues pursuant to section 1 of P.L.1978, c.181 (C.39:3-12.2).

1 The commission shall expand the driver's license examination to
2 include a question asking whether the applicant is aware of the
3 dangers of failing to comply with this State's motor vehicle traffic
4 laws and the "STOP for Nikhil Safety Pledge" set forth in
5 subsection e. of R.S.39:3-41.

6 The commission shall expand the driver's license examination to
7 include questions concerning the dangers of carbon monoxide
8 poisoning from motor vehicles and techniques for the safe operation
9 and proper maintenance of a motor vehicle.

10 i. Any person applying for a driver's license to operate a motor
11 vehicle or motorized bicycle in this State shall surrender to the
12 commission any current driver's license issued to the applicant by
13 another state or jurisdiction upon the applicant's receipt of a driver's
14 license for this State. The commission shall refuse to issue a
15 driver's license if the applicant fails to comply with this provision.
16 An applicant for a permit or license who is under 18 years of age,
17 and who holds a permit or license for a passenger automobile issued
18 by another state or country that is valid or has expired within a time
19 period designated by the commission, shall be subject to the permit
20 and license requirements and penalties applicable to State permit
21 and license applicants who are of the same age, except that if the
22 other state or country has permit or license standards substantially
23 similar to those of this State, the credentials of the other state or
24 country shall be acceptable.

25 j. (1) The commission shall create classified licensing of drivers
26 covering the following classifications:

27 (a) Motorcycles, except that for the purposes of this section,
28 motorcycle shall not include any three-wheeled motor vehicle
29 equipped with a single cab with glazing enclosing the occupant,
30 seats similar to those of a passenger vehicle or truck, seat belts, and
31 automotive steering or any vehicle defined as a motorcycle pursuant
32 to R.S.39:1-1 having a motor with a maximum piston displacement
33 that is less than 50 cubic centimeters or a motor that is rated at no
34 more than 1.5 brake horsepower with a maximum speed of no more
35 than 35 miles per hour on a flat surface.

36 (b) Omnibuses as classified by R.S.39:3-10.1 and school buses
37 classified under N.J.S.18A:39-1 et seq.

38 (c) (Deleted by amendment, P.L.1999, c.28)

39 (d) All motor vehicles not included in classifications (a) and (b).
40 A license issued pursuant to this classification d. shall be referred to
41 as the "basic driver's license" and may be issued as a standard basic
42 driver's license or a REAL ID basic driver's license.

43 (2) Every applicant for a license under classification b. shall be
44 a holder of a basic driver's license. Any issuance of a license under
45 classification b. shall be by endorsement on the person's basic
46 driver's license.

47 (3) A driver's license for motorcycles may be issued separately,
48 but if issued to the holder of a basic driver's license, it shall be by

1 endorsement on the person's basic driver's license. The holder of a
2 basic driver's license or a separately issued motorcycle license shall
3 be authorized to operate a motorcycle having a motor with a
4 maximum piston displacement that is less than 50 cubic centimeters
5 or a motor that is rated at no more than 1.5 brake horsepower with a
6 maximum speed no more than 35 miles per hour on a flat surface.

7 k. The commission, upon payment of the lawful fee and after it
8 or a person authorized by it has examined the applicant and is
9 satisfied of the applicant's ability as an operator, may, in its
10 discretion, issue a license to the applicant to drive a motor vehicle.
11 The license shall authorize the person to drive any registered
12 vehicle, of the kind or kinds indicated.

13 l. The license shall expire, except as otherwise provided,
14 during the fourth calendar year following the date in which the
15 license was issued and on the same calendar day as the person's date
16 of birth. If the person's date of birth does not correspond to a
17 calendar day of the fourth calendar year, the license shall expire on
18 the last day of the person's birth month.

19 The commission may, at its discretion and for good cause shown,
20 issue licenses that expire on a date fixed by it. If the commission
21 issues a REAL ID basic driver's license or REAL ID motorcycle
22 license to a person who has demonstrated authorization to be
23 present in the United States for a period of time shorter than the
24 standard period of the license, the commission shall fix the
25 expiration date of the license at a date based on the period in which
26 the person is authorized to be present in the United States under
27 federal immigration laws. The commission may renew the person's
28 REAL ID basic driver's license or REAL ID motorcycle license
29 only if it is demonstrated that the person's continued presence in the
30 United States is authorized under federal law. The fee for licenses
31 with expiration dates fixed by the commission shall be fixed by the
32 commission in amounts proportionately less or greater than the fee
33 herein established.

34 m. The required fee for a license for the license period shall be
35 as follows, subject to adjustment pursuant to section 16 of
36 P.L.2007, c.335 (C.39:2A-36.1):

37 Standard motorcycle license or endorsement: \$18.

38 REAL ID motorcycle license: \$29.

39 Omnibus or school bus endorsement: \$18.

40 Standard basic driver's license: \$18.

41 REAL ID basic driver's license: \$29.

42 The commission shall waive the payment of fees for issuance of
43 omnibus endorsements whenever an applicant establishes to the
44 commission's satisfaction that the applicant will use the omnibus
45 endorsement exclusively for operating omnibuses owned by a
46 nonprofit organization duly incorporated under Title 15 or 16 of the
47 Revised Statutes or Title 15A of the New Jersey Statutes.

1 n. The commission shall issue licenses for the following
2 license period on and after the first day of the calendar month
3 immediately preceding the commencement of the period, the
4 licenses to be effective immediately.

5 o. All applications for renewals of licenses shall be made in a
6 manner prescribed by the commission and in accordance with
7 procedures established by it.

8 p. The commission in its discretion may refuse to grant a
9 permit or license to drive motor vehicles to a person who is, in its
10 estimation, not a proper person to be granted a permit or license, but
11 a defect of the applicant shall not debar the applicant from receiving
12 a permit or license unless it can be shown by tests approved by the
13 commission that the defect incapacitates the applicant from safely
14 operating a motor vehicle.

15 q. A person issued a basic driver's license pursuant to this
16 section may be issued a standard basic driver's license or a REAL
17 ID basic driver's license. The chief administrator shall require an
18 applicant for a standard basic driver's license to provide as proof of
19 the applicant's identity, age, and residence primary and secondary
20 documents, with which the chief administrator shall attribute point
21 values in accordance with the point based identification verification
22 program established pursuant to section 28 of P.L.2003, c.13
23 (C.39:2A-28). The point total required to prove the identity of an
24 applicant for the standard basic driver's license shall be the same for
25 every applicant, regardless of immigration status. In the event that
26 the commission changes the point total threshold, the requirement
27 that every applicant reach the same point total threshold shall
28 remain in effect.

29 r. In addition to requiring an applicant for a driver's license to
30 submit satisfactory proof of identity and age, the commission also
31 shall require the applicant to provide:

32 (1) as a condition for obtaining a permit and standard basic
33 driver's license, proof of the person's social security number and
34 one document providing satisfactory proof that the applicant is a
35 New Jersey resident. If the person does not have a social security
36 number, the person shall either:

37 (a) provide satisfactory proof of an Individual Taxpayer
38 Identification Number; or

39 (b) indicate, in a manner prescribed by the commission and
40 consistent with all other provisions of P.L.2019, c.271 (C.39:3-10o
41 et al.), that the person is not eligible to receive a social security
42 number; or

43 (2) as a condition for obtaining a REAL ID basic driver's
44 license: two documents providing satisfactory proof that the
45 applicant is a New Jersey resident; proof of the applicant's social
46 security number or verification of ineligibility for a social security
47 number in accordance with the "REAL ID Act of 2005," Pub.L.109-
48 13, any acts amendatory or supplementary thereto, and any federal

1 regulations adopted thereunder; and proof that the applicant's
2 presence in the United States is authorized under federal law.

3 s. A standard basic driver's license shall indicate that the
4 license shall not be accepted as identification for an official
5 purpose, as that term is defined under the "REAL ID Act of 2005,"
6 Pub.L.109-13, any acts amendatory or supplementary thereto, and
7 any federal regulations adopted thereunder.

8 t. If the commission has reasonable cause to suspect that any
9 document presented by an applicant pursuant to this section is
10 altered, false, or otherwise invalid, the commission shall refuse to
11 grant the permit or license until the time when the document may be
12 verified by the issuing agency to the commission's satisfaction.

13 u. A person violating this section shall be subject to a fine not
14 exceeding \$500 or imprisonment in the county jail for not more
15 than 60 days, but if that person has never been licensed to drive in
16 this State or any other jurisdiction, the applicant shall be subject to
17 a fine of not less than \$200 and, in addition, the court shall issue an
18 order to the commission requiring the commission to refuse to issue
19 a license to operate a motor vehicle to the person for a period of not
20 less than 180 days. The penalties provided for by this paragraph
21 shall not be applicable in cases where failure to have actual
22 possession of the operator's license is due to an administrative or
23 technical error by the commission.

24 v. Nothing in this section shall be construed to alter or extend
25 the expiration of any license issued prior to the date this
26 amendatory and supplementary act becomes operative.

27 w. Any documents and personal information, including an
28 applicant's photograph, obtained by the commission from an
29 applicant for a standard basic driver's license or standard
30 motorcycle license shall be confidential, shall not be considered a
31 government record pursuant to P.L.1963, c.73 (C.47:1A-1 et seq.),
32 P.L.2001, c.404 (C.47:1A-5 et al.), or the common law concerning
33 access to government records and shall not be disclosed by the
34 commission for any purpose related to Title 8 of the United States
35 Code without the informed consent of the applicant, a warrant
36 signed by a State or federal judge, or a lawful court order or
37 subpoena, except that nothing in this section shall be construed to
38 prohibit, or in any way restrict, any action where such prohibition
39 or restriction would be contrary to federal law and except that
40 information under this subsection may be shared in accordance with
41 section 2 of P.L.2021, c.139 (C.39:2-3.9) and, excluding an
42 applicant's photograph, section 1 of P.L. , c. (C.) (pending
43 before the Legislature as this bill). When responding to a warrant,
44 court order, or subpoena, the commission may disclose only those
45 records or information specifically requested in the warrant, court
46 order, or subpoena.

47 Possession of a standard basic driver's license or standard
48 motorcycle license issued pursuant to this section shall not be

1 considered evidence of an individual's citizenship or immigration
2 status and shall not be used as a basis for an investigation, arrest,
3 citation, prosecution, or detention.

4 Information regarding an applicant's Individual Taxpayer
5 Identification Number, social security number, or ineligibility to
6 receive a social security number obtained by the commission for the
7 issuance of a standard motorcycle license or standard basic driver's
8 license pursuant to this section, shall not be considered a
9 government record pursuant to P.L.1963, c.73 (C.47:1A-1 et seq.),
10 P.L.2001, c.404 (C.47:1A-5 et al.), or the common law concerning
11 access to government records, and shall not be disclosed by the
12 commission except where: (1) required by section 11 of P.L.1998,
13 c.1 (C.2A:17-56.60); (2) the applicant provides written informed
14 consent to the disclosure; (3) the requesting entity presents a
15 warrant signed by a State or federal judge, a lawful court order, or a
16 subpoena; (4) required by State or federal law, and to the extent that
17 the disclosure may be necessary to permit the State to participate in
18 the National Driver Register program, as set forth in 49 U.S.C.
19 s.30301 et seq.; (5) the disclosure is in connection with an audit or
20 investigation of identity fraud, driver's license fraud, or non-driver
21 identification card fraud; **[or]** (6) consistent with section 2 of
22 P.L.2021, c.139 (C.39:2-3.9); (7) consistent with section 1 of P.L.
23 , c. (C.) (pending before the Legislature as this bill), such
24 that information regarding an applicant's Individual Tax
25 Identification Number or social security number may be disclosed
26 solely for the purpose of verifying the accuracy of the data
27 compiled by the New Jersey Statewide Longitudinal Data System
28 for Education and Workforce Development; or (8) provided to the
29 Judiciary, such that information regarding an applicant's Individual
30 Tax Identification Number or social security number may be
31 disclosed to the Judiciary solely for the preparation of the juror
32 source list in accordance with N.J.S.2B:20-2.

33 x. As used in this section:

34 "Parking sensors" means proximity sensors which use either
35 electromagnetic or ultrasonic technology and are designed to alert
36 the driver to obstacles while parking.

37 "Rear visibility system" means devices or components installed
38 on a motor vehicle at the time of manufacture that allow a forward
39 facing driver to view a visual image of the area directly behind the
40 vehicle.

41 (cf: P.L.2025, c.103, s.1)

42

43 4. R.S.39:3-13 is amended to read as follows:

44 39:3-13. a. The chief administrator may, in the chief
45 administrator's discretion, issue to a person over 17 years of age an
46 examination permit, under the hand and seal of the chief
47 administrator, allowing that person, for the purpose of fitting the
48 person to become a licensed driver, to operate a designated class of

1 motor vehicles other than passenger automobiles and motorcycles
2 for a specified period of not more than 90 days, while in the
3 company and under the supervision of a driver licensed to operate
4 the designated class of motor vehicles.

5 b. The chief administrator, in the chief administrator's
6 discretion, may issue for a specified period of not less than one year
7 a passenger automobile or motorcycle-only examination permit to a
8 person over 17 years of age regardless of whether a person has
9 completed a course of behind-the-wheel automobile driving
10 education pursuant to section 1 of P.L.1950, c.127 (C.39:3-13.1).
11 An examination permit applicant who is under 18 years of age shall
12 obtain the signature of a parent or guardian for submission to the
13 commission on a form prescribed by the chief administrator. The
14 chief administrator shall postpone for six months the driving
15 privileges of any person who submits a fraudulent signature for a
16 parent or guardian.

17 c. For six months immediately following the validation of an
18 examination permit, and until the holder passes the road test, the
19 holder who is less than 21 years of age shall operate the passenger
20 automobile only when accompanied by, and under the supervision
21 of, a New Jersey licensed driver who is at least 21 years of age and
22 has been licensed to drive a passenger automobile for not less than
23 three years. The holder of an examination permit who is at least 21
24 years of age shall operate the passenger automobile for the first
25 three months under this supervision and until the holder passes the
26 road test. The supervising driver of the passenger automobile shall
27 sit in the front seat of the vehicle. Whenever operating a vehicle
28 while in possession of an examination permit, the holder of the
29 permit shall operate the passenger automobile with only one
30 additional passenger in the vehicle excluding dependents of the
31 permit holder, except that this passenger restriction shall not apply
32 when the permit holder is at least 21 years of age or when the
33 permit holder is accompanied by a parent or guardian. Further, the
34 holder of the passenger automobile permit who is less than 21 years
35 of age shall not drive during the hours between 11:01 p.m. and 5:00
36 a.m.; provided, however, that this condition may be waived for an
37 emergency which, in the judgment of local police, is of sufficient
38 severity and magnitude to substantially endanger the health, safety,
39 welfare, or property of a person, or for any bona fide employment
40 or religion-related activity if the employer or appropriate religious
41 authority provides written verification of the activity in a manner
42 provided for by the chief administrator. The holder of the
43 examination permit shall not use any hand-held or hands-free
44 interactive wireless communication device, except in an emergency,
45 while operating a moving passenger automobile on a public road or
46 highway. "Use" shall include, but not be limited to, talking or
47 listening on any hand-held or hands-free interactive wireless
48 communication device or operating its keys, buttons, or other

- 1 controls. The passenger automobile permit holder shall ensure that
2 all occupants of the vehicle are secured in a properly adjusted and
3 fastened seat belt or child restraint system.
- 4 d. The holder of an examination permit subject to the
5 provisions of section 1 of P.L.1977, c.23 (C.39:3-10b) shall not
6 operate a motorcycle at any time from a half-hour after sunset to a
7 half-hour before sunrise. A motorcycle operated by the holder of an
8 examination permit shall carry only the operator and shall not be
9 operated on any toll road over which the New Jersey Turnpike
10 Authority or the South Jersey Transportation Authority has
11 jurisdiction or on any limited-access interstate highway.
- 12 e. The holder of any examination permit shall not operate a
13 motorcycle having a motor with a maximum piston displacement
14 that is less than 50 cubic centimeters or a motor that is rated at no
15 more than 1.5 brake horsepower with a maximum speed of no more
16 than 35 miles per hour on a flat surface at any time from a half-hour
17 after sunset to a half-hour before sunrise and shall not operate the
18 motorcycle with any other passenger. The holder of any
19 examination permit shall not operate such a motorcycle upon
20 limited-access interstate highways or public roads or highways with
21 a posted speed limit greater than 35 miles per hour.
- 22 f. An applicant for an examination permit subject to the
23 provisions of section 1 of P.L.1977, c.23 (C.39:3-10b), who is less
24 than 18 years of age, shall be required to successfully complete a
25 motorcycle safety education course established pursuant to the
26 provisions of section 1 of P.L.1991, c.452 (C.27:5F-36) as a
27 condition for obtaining a motorcycle license or endorsement.
- 28 g. The chief administrator shall provide the holder of an
29 examination permit with two removable, transferable, highly
30 visible, reflective decals indicating that the driver of the vehicle
31 may be the holder of an examination permit. The decals shall be
32 designed by the chief administrator, in consultation with the
33 Division of Highway Traffic Safety in the Department of Law and
34 Public Safety. The chief administrator may charge a fee for the
35 decals not to exceed the actual cost of producing and distributing
36 the decals. The decals shall be displayed in a manner prescribed by
37 the chief administrator, in consultation with the Division of
38 Highway Traffic Safety in the Department of Law and Public
39 Safety, and shall be clearly visible to law enforcement officers. The
40 holder of an examination permit shall not operate a vehicle unless
41 the decals are displayed. The decal shall be removed once the
42 driver's examination permit period has ended.
- 43 h. When notified by a court of competent jurisdiction that an
44 examination permit holder has been convicted of a violation which
45 causes the permit holder to accumulate more than two motor vehicle
46 points or has been convicted of a violation of: R.S.39:4-50; section
47 2 of P.L.1981, c.512 (C.39:4-50.4a); section 1 of P.L.1992, c.189
48 (C.39:4-50.14); R.S.39:4-129; N.J.S.2C:11-5; section 1 of

1 P.L.2017, c.165 (C.2C:11-5.3); subsection c. of N.J.S.2C:12-1; or
 2 any other motor vehicle-related law the chief administrator deems
 3 significant and applicable pursuant to regulation, in addition to any
 4 other penalty that may be imposed, the chief administrator shall,
 5 without the exercise of discretion or a hearing, suspend the
 6 examination permit holder's examination permit for 90 days. The
 7 chief administrator shall restore the permit following the term of the
 8 permit suspension if the permit holder satisfactorily completes a
 9 remedial training course of not less than four hours which may be
 10 given by the commission, a driving school licensed by the chief
 11 administrator pursuant to section 2 of P.L.1951, c.216 (C.39:12-2),
 12 or any Statewide safety organization approved by the chief
 13 administrator. The course shall be subject to oversight by the
 14 commission according to its guidelines. The permit holder shall
 15 also remit a course fee prior to the commencement of the course.
 16 The chief administrator also shall postpone without the exercise of
 17 discretion or a hearing the issuance of a basic license for 90 days if
 18 the chief administrator is notified by a court of competent
 19 jurisdiction that the examination permit holder, after completion of
 20 the remedial training course, has been convicted of any motor
 21 vehicle violation which results in the imposition of any motor
 22 vehicle points or has been convicted of a violation of: R.S.39:4-50;
 23 section 2 of P.L.1981, c.512 (C.39:4-50.4a); section 1 of P.L.1992,
 24 c.189 (C.39:4-50.14); R.S.39:4-129; N.J.S.2C:11-5; subsection c. of
 25 N.J.S.2C:12-1; or any other motor vehicle-related law the chief
 26 administrator deems significant and applicable pursuant to
 27 regulation. When the chief administrator is notified by a court of
 28 competent jurisdiction that an examination permit holder has been
 29 convicted of any alcohol or drug-related offense unrelated to the
 30 operation of a motor vehicle and is not otherwise subject to any
 31 other suspension penalty therefor, the chief administrator shall,
 32 without the exercise of discretion or a hearing, suspend the
 33 examination permit for six months.

34 i. An examination permit for a motorcycle or a commercial
 35 motor vehicle issued to a person with a disability, as determined by
 36 the New Jersey Motor Vehicle Commission after consultation with
 37 the Department of Education, shall be valid for nine months or until
 38 the completion of the road test portion of the license examination,
 39 whichever period is shorter.

40 j. Each permit shall be sufficient license for the person to
 41 operate the designated class of motor vehicles in this State during
 42 the period specified, while in the company of and under the control
 43 of a driver licensed by this State to operate the designated class of
 44 motor vehicles, or, in the case of a commercial driver license
 45 permit, while in the company of and under the control of a holder of
 46 a valid commercial driver license for the appropriate license class
 47 and with the appropriate endorsements issued by this or any other
 48 state. The person, as well as the licensed driver, except for a motor

1 vehicle examiner administering a driving skills test, shall be held
2 accountable for all violations of this subtitle committed by the
3 person while in the presence of the licensed driver.

4 k. In addition to requiring an applicant for an examination
5 permit to submit satisfactory proof of identity and age in
6 accordance with the type of license for which the applicant has
7 applied, the chief administrator also shall require the applicant to
8 provide the requisite number of documents providing satisfactory
9 proof that the applicant is a resident of the State in accordance with
10 the provisions of R.S.39:3-10.

11 l. Any documents and personal information, including an
12 applicant's photograph, obtained by the commission from an
13 applicant for a standard permit shall be confidential, shall not be
14 considered a government record pursuant to P.L.1963, c.73
15 (C.47:1A-1 et seq.), P.L.2001, c.404 (C.47:1A-5 et al.), or the
16 common law concerning access to government records, and shall
17 not be disclosed by the commission for any purposes related to Title
18 8 of the United States Code without the informed consent of the
19 applicant, a warrant signed by a State or federal judge, or a lawful
20 court order or subpoena; except that nothing in this section shall be
21 construed to prohibit, or in any way restrict, any action where such
22 prohibition or restriction would be contrary to federal law; and
23 except that information under this subsection may be shared in
24 accordance with section 2 of P.L.2021, c.139 (C.39:2-3.9) and,
25 excluding an applicant's photograph, section 1 of P.L. , c.
26 (C.) (pending before the Legislature as this bill). When
27 responding to a warrant, court order, or subpoena, the commission
28 may disclose only those records or information specifically
29 requested in the warrant, court order, or subpoena.

30 Possession of a standard permit issued pursuant to this section
31 shall not be considered evidence of an individual's citizenship or
32 immigration status and shall not be used as a basis for an
33 investigation, arrest, citation, prosecution, or detention.

34 Information regarding an applicant's Individual Taxpayer
35 Identification Number, social security number, or ineligibility to
36 receive a social security number obtained by the commission for the
37 issuance of a standard permit pursuant to this section, shall not be
38 considered a government record pursuant to P.L.1963, c.73
39 (C.47:1A-1 et seq.), P.L.2001, c.404 (C.47:1A-5 et al.), or the
40 common law concerning access to government records, and shall
41 not be disclosed by the commission except where: (1) required by
42 section 11 of P.L.1998, c.1 (C.2A:17-56.60); (2) the applicant
43 provides written informed consent to the disclosure; (3) the
44 requesting entity presents a warrant signed by a State or federal
45 judge, a lawful court order, or a subpoena; (4) required by State or
46 federal law, and to the extent that the disclosure may be necessary
47 to permit the State to participate in the National Driver Register
48 program, as set forth in 49 U.S.C. s.30301 et seq.; (5) the disclosure

1 is in connection with an audit or investigation of identity fraud,
 2 driver's license fraud, or non-driver identification card fraud; **[or]**
 3 (6) consistent with section 2 of P.L.2021, c.139 (C.39:2-3.9); or (7)
 4 consistent with section 1 of P.L. , c. (C.) (pending before
 5 the Legislature as this bill), such that information regarding an
 6 applicant's Individual Tax Identification Number or social security
 7 number may be disclosed solely for the purpose of verifying the
 8 accuracy of the data compiled by the New Jersey Statewide
 9 Longitudinal Data System for Education and Workforce
 10 Development, established pursuant to that section.

11 m. If the chief administrator has reasonable cause to suspect
 12 that any document presented by an applicant pursuant to this section
 13 is altered, false, or otherwise invalid, the chief administrator shall
 14 refuse to grant the permit until the document is verified by the
 15 issuing agency to the chief administrator's satisfaction.

16 n. A person violating this section shall be subject to a fine not
 17 exceeding \$500 or imprisonment in the county jail for not more
 18 than 60 days, but if that person has never been licensed to drive in
 19 this State or any other jurisdiction, the applicant shall be subject to
 20 a fine of not less than \$200 and, in addition, the court shall issue an
 21 order to the commission requiring the commission to refuse to issue
 22 a license to operate a motor vehicle to the person for a period of not
 23 less than 180 days.

24 o. A probationary driver's license shall not be issued to the
 25 holder of an examination permit under the age of 21 unless the
 26 permit holder completes a minimum of 50 hours of practice driving,
 27 10 hours of which shall be completed during hours of darkness.
 28 The permit holder's parent or guardian, or the person who
 29 accompanied and supervised the permit holder during the practice
 30 driving, shall certify, in a form and manner determined by the chief
 31 administrator, that the permit holder has completed the required
 32 number of hours of practice driving, including the required number
 33 of hours during hours of darkness. The chief administrator shall
 34 suspend for six months the driving privileges of any examination
 35 permit holder who submits a fraudulent certification of a parent,
 36 guardian, or supervising driver.

37 The holder of an examination permit shall be required to take a
 38 road test in order to obtain a probationary license. No road test for
 39 any person who has been issued an examination permit to operate a
 40 passenger vehicle shall be given unless the person has met the
 41 requirements of this section. No road test for a probationary license
 42 shall be given unless the applicant has first secured an examination
 43 permit and no road test shall be scheduled for an applicant who has
 44 secured an examination permit for a passenger vehicle or a
 45 motorcycle for which an endorsement is not required until at least
 46 six months, for an applicant under 21 years of age, or three months,
 47 for an applicant 21 years of age or older, have elapsed following the
 48 validation of the examination permit for practice driving, or, in the

1 case of an examination permit for other vehicles, until 20 days have
 2 elapsed. In the case of an omnibus endorsement or school bus, no
 3 road test shall be scheduled until at least 10 days shall have elapsed.
 4 Every applicant for an examination permit to qualify for an omnibus
 5 endorsement or an articulated vehicle endorsement shall be a holder
 6 of a valid basic driver's license.

7 p. The required fees for special learner's permits and
 8 examination permits shall be as follows:

9 Basic driver's license.....up to \$10

10 Motorcycle license or endorsement.....\$5

11 Omnibus or school bus endorsement.....\$25

12 q. The chief administrator shall waive the payment of fees for
 13 issuance of examination permits for omnibus endorsements
 14 whenever the applicant establishes to the chief administrator's
 15 satisfaction that the applicant will use the omnibus endorsement
 16 exclusively for operating omnibuses owned by a nonprofit
 17 organization duly incorporated under Title 15 or 16 of the Revised
 18 Statutes or Title 15A of the New Jersey Statutes.

19 r. The specified period for which a permit is issued may be
 20 extended for not more than an additional 60 days, without payment
 21 of an added fee, upon application made by the holder thereof, where
 22 the holder has applied to take the examination for a driver's license
 23 prior to the expiration of the original period for which the permit
 24 was issued and the chief administrator was unable to schedule an
 25 examination during the period.

26 s. As a condition for the issuance of an examination permit
 27 under this section, the chief administrator shall secure a digitized
 28 photograph of the applicant. The photograph shall be stored in a
 29 manner prescribed by the chief administrator and may be displayed
 30 on the examination permit.

31 The chief administrator may require that whenever a person to
 32 whom an examination permit has been issued has reconstructive or
 33 cosmetic surgery which significantly alters the person's facial
 34 features, the person shall notify the chief administrator who may
 35 require the photograph of the person to be updated.

36 t. Specific use of the examination permit and any information
 37 stored or encoded, electronically or otherwise, in relation thereto
 38 shall be in accordance with P.L.1997, c.188 (C.39:2-3.3 et seq.),
 39 section 2 of P.L.2021, c.139 (C.39:2-3.9), and the federal "Driver's
 40 Privacy Protection Act of 1994," Pub.L.103-322. Notwithstanding
 41 the provisions of any other law to the contrary, the digitized
 42 photograph or any access thereto or any use thereof shall not be
 43 sold, leased, or exchanged for value.

44 (cf: P.L.2023, c.216, s.1)

45

46 5. Section 1 of P.L.1950, c.127 (C.39:3-13.1) is amended to read
 47 as follows:

1 1. a. The Chief Administrator of the New Jersey Motor Vehicle
2 Commission may issue to a person over 16 years of age a special
3 learner's permit, under the hand and seal of the chief administrator,
4 allowing such person, for the purpose of preparing to qualify for a
5 probationary license for a passenger automobile by operating a dual
6 pedal controlled motor vehicle while taking a required course of
7 behind-the-wheel automobile driving education approved by the
8 State Department of Education and conducted in a public, parochial,
9 or private school of this State or a course of behind-the-wheel
10 automobile driving instruction conducted by a drivers' school duly
11 licensed pursuant to the provisions of P.L.1951, c.216 (C.39:12-1 et
12 seq.). The special learner's permit shall be issued in lieu of the
13 examination permit provided for in R.S.39:3-13.

14 b. In addition to requiring an applicant for a permit to submit
15 satisfactory proof of identity and age in accordance with the type of
16 license for which the applicant has applied, the chief administrator
17 also shall require the applicant to provide the requisite number of
18 documents providing satisfactory proof that the applicant is a
19 resident of the State.

20 Any documents and personal information, including an
21 applicant's photograph, obtained by the commission from an
22 applicant for a standard permit shall be confidential, shall not be
23 considered a government record pursuant to P.L.1963, c.73
24 (C.47:1A-1 et seq.), P.L.2001, c.404 (C.47:1A-5 et al.), or the
25 common law concerning access to government records, and shall
26 not be disclosed by the commission for any purpose related to Title
27 8 of the United States Code without the informed consent of the
28 applicant, a warrant signed by a State or federal judge, or a lawful
29 court order or subpoena; except that nothing in this section shall be
30 construed to prohibit, or in any way restrict, any action where such
31 prohibition or restriction would be contrary to federal law; and
32 except that information under this subsection may be shared in
33 accordance with section 2 of P.L.2021, c.139 (C.39:2-3.9) and,
34 excluding an applicant's photograph, section 1 of P.L. _____, c.
35 (C. _____) (pending before the Legislature as this bill). When
36 responding to a warrant, court order, or subpoena, the commission
37 may disclose only those records or information specifically
38 requested in the warrant, court order, or subpoena.

39 Possession of a standard permit issued pursuant to this section
40 shall not be considered evidence of an individual's citizenship or
41 immigration status and shall not be used as a basis for an
42 investigation, arrest, citation, prosecution, or detention.

43 Information regarding an applicant's Individual Tax
44 Identification Number, social security number, or ineligibility to
45 receive a social security number obtained by the commission for the
46 issuance of a standard permit pursuant to this section, shall not be
47 considered a government record pursuant to P.L.1963, c.73
48 (C.47:1A-1 et seq.), P.L.2001, c.404 (C.47:1A-5 et al.), or the

1 common law concerning access to government records, and shall
 2 not be disclosed by the commission except where: (1) required by
 3 section 11 of P.L.1998, c.1 (C.2A:17-56.60); (2) the applicant
 4 provides written informed consent to the disclosure; (3) the
 5 requesting entity presents a warrant signed by a State or federal
 6 judge, a lawful court order, or a subpoena; (4) required by State or
 7 federal law, and to the extent that the disclosure may be necessary
 8 to permit the State to participate in the National Driver Register
 9 program, as set forth in 49 U.S.C. s.30301 et seq.; (5) the disclosure
 10 is in connection with an audit or investigation of identity fraud,
 11 driver's license fraud, or non-driver identification card fraud; **[or]**
 12 (6) consistent with section 2 of P.L.2021, c.139 (C.39:2-3.9); or (7)
 13 consistent with section 1 of P.L. , c. (C.) (pending before
 14 the Legislature as this bill), such that information regarding an
 15 applicant's Individual Tax Identification Number or social security
 16 number may be disclosed solely for the purpose of verifying the
 17 accuracy of the data compiled by the New Jersey Statewide
 18 Longitudinal Data System for Education and Workforce
 19 Development, established pursuant to that section.

20 If the chief administrator has reasonable cause to suspect that
 21 any document presented by an applicant pursuant to this section is
 22 altered, false or otherwise invalid, the chief administrator shall
 23 refuse to grant the permit until such time as the document may be
 24 verified by the issuing agency to the chief administrator's
 25 satisfaction.

26 A person violating this section shall be subject to a fine not
 27 exceeding \$500 or imprisonment in the county jail for not more
 28 than 60 days, but if that person has never been licensed to drive in
 29 this State or any other jurisdiction, the applicant shall be subject to
 30 a fine of not less than \$200 and, in addition, the court shall issue an
 31 order to the commission requiring the commission to refuse to issue
 32 a license to operate a motor vehicle to the person for a period of not
 33 less than 180 days.

34 c. The special learner's permit described above, when issued to
 35 a person taking a course of behind-the-wheel driving education
 36 conducted in a public, parochial, or private school, shall be retained
 37 in the office of the school principal at all times except during such
 38 time as the person to whom the permit is issued is undergoing
 39 behind-the-wheel automobile driving instruction. The chief
 40 administrator may make such rules and regulations as he may deem
 41 necessary to carry out the provisions of this section.

42 (cf: P.L.2021, c.139, s.6)

43

44 6. Section 4 of P.L.1950, c.127 (C.39:3-13.4) is amended to read
 45 as follows:

46 4. a. The holder of a special learner's permit shall be entitled to a
 47 probationary driver's license upon: (1) attaining the age of 17 years;
 48 (2) the satisfactory completion of an approved behind-the-wheel

1 driver training course as indicated upon the face of the special
2 learner's permit over the signature of the principal of the school or
3 the person operating the driving school in which the course was
4 conducted; (3) the completion of six months' driving experience
5 with a validated special learner's permit in compliance with the
6 provisions of section 6 of P.L.1977, c.25 (C.39:3-13.2a); (4)
7 passing the road test pursuant to R.S.39:3-10; and (5) completing a
8 minimum of 50 hours of practice driving, 10 hours of which shall
9 be completed during hours of darkness. The permit holder's parent
10 or guardian, or the person who accompanied and supervised the
11 permit holder during the practice driving shall certify, in a form and
12 manner determined by the chief administrator, that the permit
13 holder has completed the required number of hours of practice
14 driving, including the required number of hours during hours of
15 darkness. The chief administrator shall suspend for six months the
16 driving privileges of any special learner's permit holder who
17 submits a fraudulent certification of a parent, guardian, or
18 supervising driver.

19 b. The holder of a probationary license shall be permitted to
20 operate a passenger automobile with only one additional passenger
21 in the vehicle besides any dependent of the probationary license
22 holder, except that this passenger restriction shall not apply when
23 the holder of the probationary license is at least 21 years of age or
24 the probationary license holder is accompanied by a parent or
25 guardian. Further, the holder of the probationary license who is
26 under 21 years of age shall not drive during the hours between
27 11:01 p.m. and 5:00 a.m.; provided, however, that this condition
28 may be waived for an emergency which, in the judgment of local
29 police, is of sufficient severity and magnitude to substantially
30 endanger the health, safety, welfare, or property of a person or for
31 any bona fide employment or religion-related activity if the
32 employer or appropriate religious authority provides written
33 verification of the activity in a manner provided for by the chief
34 administrator.

35 c. The holder of the probationary license shall not use any
36 hand-held or hands-free interactive wireless communication device,
37 except in an emergency, while operating a moving passenger
38 automobile on a public road or highway. "Use" shall include, but
39 not be limited to, talking or listening on any hand-held or hands-
40 free interactive wireless communication device or operating its
41 keys, buttons, or other controls. In addition, the holder of the
42 probationary license shall ensure that all occupants of the vehicle
43 are secured in a properly adjusted and fastened seat belt or child
44 restraint system.

45 d. In addition to any other penalties provided under law, the
46 holder of a probationary license who accumulates more than two
47 motor vehicle points or is convicted of a violation of: R.S.39:4-50;
48 section 2 of P.L.1981, c.512 (C.39:4-50.4a); section 1 of P.L.1992,

1 c.189 (C.39:4-50.14); R.S.39:4-129; N.J.S.2C:11-5; section 1 of
2 P.L.2017, c.165 (C.2C:11-5.3); subsection c. of N.J.S.2C:12-1; or
3 any other motor vehicle law the chief administrator deems to be
4 significant and applicable pursuant to regulation shall, for the first
5 violation, be required to satisfactorily complete a remedial training
6 course of not less than four hours which may be given by the
7 commission, a driving school licensed by the chief administrator
8 pursuant to section 2 of P.L.1951, c.216 (C.39:12-2), or any
9 Statewide safety organization approved by the chief administrator.
10 The course shall be administered pursuant to rules and regulations
11 promulgated by the chief administrator and subject to oversight by
12 the commission. The authority of the chief administrator to
13 suspend, revoke, or deny issuance of an initial or renewal license to
14 operate a driving school or an instructor's license, and to assess
15 fines, pursuant to P.L.1951, c.216 (C.39:12-1 et seq.) shall apply to
16 any violations related to the administration of a remedial training
17 course. The license holder shall also remit a course fee prior to the
18 commencement of the course.

19 e. When notified by a court of competent jurisdiction that a
20 probationary license holder has been convicted of a second or
21 subsequent violation, in addition to any other penalties provided
22 under law, the chief administrator shall, without the exercise of
23 discretion or a hearing, suspend the probationary license for three
24 months, and shall postpone eligibility for a basic license for an
25 equivalent period. In addition, when the chief administrator is
26 notified by a court of competent jurisdiction that a probationary
27 license holder has been convicted of any alcohol or drug-related
28 offense unrelated to the operation of a motor vehicle, and the
29 probationary license holder is not otherwise subject to any other
30 suspension penalty therefor, the chief administrator shall, without
31 the exercise of discretion or a hearing, suspend the probationary
32 license for six months.

33 f. The chief administrator shall provide the holder of a
34 probationary license with two removable, transferable, highly
35 visible, reflective decals indicating that the driver of the vehicle
36 may be the holder of a probationary license. The decals shall be
37 designed by the chief administrator, in consultation with the
38 Division of Highway Traffic Safety in the Department of Law and
39 Public Safety. The chief administrator may charge a fee for the
40 decals not to exceed the actual cost of producing and distributing
41 the decals. The decals shall be displayed in a manner prescribed by
42 the chief administrator, in consultation with the Division of
43 Highway Traffic Safety in the Department of Law and Public
44 Safety, and shall be clearly visible to law enforcement officers. The
45 holder of a probationary license shall not operate a vehicle unless
46 the decals are displayed. The decal shall be removed once the
47 driver's probationary license period has ended.

1 g. A probationary license may be sent by mail and shall be
2 clearly identifiable and distinguishable in appearance from a basic
3 license by any name, mark, color, or device deemed appropriate by
4 the chief administrator.

5 h. A person issued a probationary license pursuant to this
6 section may be issued a standard probationary license or a REAL
7 ID probationary license. The chief administrator shall require an
8 applicant for a standard probationary license to provide as proof of
9 the applicant's identity, age, and residence primary and secondary
10 documents, with which the chief administrator shall attribute point
11 values in accordance with the point based identification verification
12 program established pursuant to section 28 of P.L.2003, c.13
13 (C.39:2A-28). The point total required to prove the identity of an
14 applicant for the standard probationary license shall be the same for
15 every applicant, regardless of immigration status. In the event that
16 the commission changes the point total threshold, the requirement
17 that every applicant reach the same point total threshold shall
18 remain in effect.

19 In addition to requiring an applicant for a probationary license to
20 submit satisfactory proof of identity and age, the chief administrator
21 shall require the applicant to provide:

22 (1) as a condition for obtaining a standard probationary license,
23 proof of the applicant's social security number and one document
24 providing satisfactory proof that the applicant is a New Jersey
25 resident. If the applicant does not have a social security number,
26 the applicant shall either:

27 (a) provide satisfactory proof of an Individual Taxpayer
28 Identification Number; or

29 (b) indicate, in a manner prescribed by the commission and
30 consistent with all other provisions of P.L.2019, c.271 (C.39:3-10o
31 et al.), that the person is not eligible to receive a social security
32 number; or

33 (2) as a condition for obtaining a REAL ID probationary license:
34 two documents providing satisfactory proof that the applicant is a
35 New Jersey resident; proof of the applicant's social security number
36 or verification of ineligibility for a social security number in
37 accordance with the "REAL ID Act of 2005," Pub.L.109-13, any
38 acts amendatory or supplementary thereto, and any federal
39 regulations adopted thereunder; and proof that the applicant's
40 presence in the United States is authorized under federal law.

41 A standard probationary license shall indicate that the license
42 shall not be accepted as identification for an official purpose, as that
43 term is defined under the "REAL ID Act of 2005," Pub.L.109-13,
44 any acts amendatory or supplementary thereto, and any federal
45 regulations adopted thereunder.

46 If the chief administrator has reasonable cause to suspect that
47 any document presented by an applicant pursuant to this section is
48 altered, false, or otherwise invalid, the chief administrator shall

1 refuse to grant the probationary license until such time as the
2 document may be verified by the issuing agency to the chief
3 administrator's satisfaction.

4 A person violating this section shall be subject to a fine not
5 exceeding \$500 or imprisonment in the county jail for not more
6 than 60 days, but if that person has never been licensed to drive in
7 this State or any other jurisdiction, the applicant shall be subject to
8 a fine of not less than \$200 and, in addition, the court shall issue an
9 order to the commission requiring the commission to refuse to issue
10 a license to operate a motor vehicle to the person for a period of not
11 less than 180 days.

12 i. Any documents and personal information, including an
13 applicant's photograph, obtained by the commission from an
14 applicant for a standard probationary license shall be confidential,
15 shall not be considered a government record pursuant to P.L.1963,
16 c.73 (C.47:1A-1 et seq.), P.L.2001, c.404 (C.47:1A-5 et al.), or the
17 common law concerning access to government records, and shall
18 not be disclosed by the commission for any purpose related to Title
19 8 of the United States Code without the informed consent of the
20 applicant, a warrant signed by a State or federal judge, or a lawful
21 court order or subpoena; except that nothing in this section shall be
22 construed to prohibit, or in any way restrict, any action where the
23 prohibition or restriction would be contrary to federal law; and
24 except that information under this subsection may be shared in
25 accordance with section 2 of P.L.2021, c.139 (C.39:2-3.9) and,
26 excluding an applicant's photograph, section 1 of P.L. _____,
27 c. _____ (C. _____) (pending before the Legislature as this bill). When
28 responding to a warrant, court order, or subpoena, the commission
29 may disclose only those records or information specifically
30 requested in the warrant, court order, or subpoena.

31 Possession of a standard probationary license issued pursuant to
32 this section shall not be considered evidence of an individual's
33 citizenship or immigration status and shall not be used as a basis for
34 an investigation, arrest, citation, prosecution, or detention.

35 Information regarding an applicant's Individual Taxpayer
36 Identification Number, social security number, or ineligibility to
37 receive a social security number obtained by the commission for the
38 issuance of a standard probationary license pursuant to this section,
39 shall not be considered a government record pursuant to P.L.1963,
40 c.73 (C.47:1A-1 et seq.), P.L.2001, c.404 (C.47:1A-5 et al.), or the
41 common law concerning access to government records, and shall
42 not be disclosed by the commission except where: (1) required by
43 section 11 of P.L.1998, c.1 (C.2A:17-56.60); (2) the applicant
44 provides written informed consent to the disclosure; (3) the
45 requesting entity presents a warrant signed by a State or federal
46 judge, a lawful court order, or a subpoena; (4) required by State or
47 federal law, and to the extent that the disclosure may be necessary
48 to permit the State to participate in the National Driver Register

1 program, as set forth in 49 U.S.C. s.30301 et seq.; (5) the disclosure
 2 is in connection with an audit or investigation of identity fraud,
 3 driver's license fraud, or non-driver identification card fraud; **[or]**
 4 (6) consistent with section 2 of P.L.2021, c.139 (C.39:2-3.9); **or** (7)
 5 consistent with section 1 of P.L. , c. (C.) (pending before
 6 the Legislature as this bill), such that information regarding an
 7 applicant's Individual Tax Identification Number or social security
 8 number may be disclosed solely for the purpose of verifying the
 9 accuracy of the data compiled by the New Jersey Statewide
 10 Longitudinal Data System for Education and Workforce
 11 Development, established pursuant to that section.
 12 (cf: P.L.2023, c.216, s.2)

13
 14 7. Section 2 of P.L.1980, c.47 (C.39:3-29.3) is amended to read
 15 as follows:

16 2. a. (1) The New Jersey Motor Vehicle Commission shall issue
 17 an identification card to any resident of the State who is 14 years of
 18 age or older and who is not the holder of a valid permit or basic
 19 driver's license. The identification card shall attest to the true name,
 20 correct age, and veteran status, upon submission of satisfactory
 21 proof, by any veteran, and shall contain other identifying data as
 22 certified by the applicant for such identification card. Every
 23 application for an identification card shall be signed and verified by
 24 the applicant and shall be accompanied by the written consent of at
 25 least one parent or the person's legal guardian if the person is under
 26 17 years of age and shall be supported by such documentary
 27 evidence of the age, identity, and veteran status, or blindness, or
 28 disability of such person as the chief administrator may require.

29 A person issued an identification card pursuant to this section
 30 may be issued a standard identification card or a REAL ID
 31 identification card. The chief administrator shall require any
 32 applicant for a standard identification card to provide as proof of
 33 the applicant's identity, age, and residence primary and secondary
 34 documents, with which the chief administrator shall attribute point
 35 values in accordance with the point based identification verification
 36 program established pursuant to section 28 of P.L.2003, c.13
 37 (C.39:2A-28). The point total required to prove the identity of an
 38 applicant for the standard probationary license shall be the same for
 39 every applicant, regardless of immigration status. In the event that
 40 the commission changes the point total threshold, the requirement
 41 that every applicant reach the same point total threshold shall
 42 remain in effect.

43 In addition to requiring an applicant for an identification card to
 44 submit satisfactory proof of identity, age, and, if appropriate,
 45 veteran status, the chief administrator also shall require the
 46 applicant to provide:

47 (a) as a condition for obtaining a standard identification card,
 48 proof of the applicant's social security number and one document

1 providing satisfactory proof that the applicant is a New Jersey
2 resident. If the applicant does not have a social security number,
3 the applicant shall either:

4 (i) provide satisfactory proof of an Individual Taxpayer
5 Identification Number; or

6 (ii) indicate, in a manner prescribed by the commission and
7 consistent with all other provisions of P.L.2019, c.271 (C.39:3-10o
8 et al.), that the applicant is not eligible to receive a social security
9 number; or

10 (b) as a condition for obtaining a REAL ID identification card:
11 two documents providing satisfactory proof that the applicant is a
12 New Jersey resident; proof of the applicant's social security number
13 or verification of ineligibility for a social security number in
14 accordance with the "REAL ID Act of 2005," Pub.L.109-13, any
15 acts amendatory or supplementary thereto, and any federal
16 regulations adopted thereunder; and proof that the applicant's
17 presence in the United States is authorized under federal law.

18 Any documents and personal information, including an
19 applicant's photograph, obtained by the commission from an
20 applicant for a standard identification card shall be confidential,
21 shall not be considered a government record pursuant to P.L.1963,
22 c.73 (C.47:1A-1 et seq.), P.L.2001, c.404 (C.47:1A-5 et al.), or the
23 common law concerning access to government records, and shall
24 not be disclosed by the commission for any purposes related to Title
25 8 of the United States Code without the informed consent of the
26 applicant, a warrant signed by a State or federal judge, or a lawful
27 court order or subpoena; except that nothing in this section shall be
28 construed to prohibit, or in any way restrict, any action where such
29 prohibition or restriction would be contrary to federal law; and
30 except that information under this subsection may be shared in
31 accordance with section 2 of P.L.2021, c.139 (C.39:2-3.9) and,
32 excluding an applicant's photograph, section 1 of P.L. , c.
33 (C.) (pending before the Legislature as this bill). When
34 responding to a warrant, court order, or subpoena, the commission
35 may disclose only those records or information specifically
36 requested in the warrant, court order, or subpoena.

37 Possession of a standard identification card issued pursuant to
38 this section shall not be considered evidence of an individual's
39 citizenship or immigration status and shall not be used as a basis for
40 an investigation, arrest, citation, prosecution, or detention.

41 Information regarding an applicant's Individual Tax
42 Identification Number, social security number, or ineligibility to
43 receive a social security number obtained by the commission for the
44 issuance of a standard identification card pursuant to this section,
45 shall not be considered a government record pursuant to P.L.1963,
46 c.73 (C.47:1A-1 et seq.), P.L.2001, c.404 (C.47:1A-5 et al.), or the
47 common law concerning access to government records, and shall
48 not be disclosed by the commission except where: (1) required by

1 section 11 of P.L.1998, c.1 (C.2A:17-56.60); (2) the applicant
 2 provides written informed consent to the disclosure; (3) the
 3 requesting entity presents a warrant signed by a State or federal
 4 judge, a lawful court order, or a subpoena; (4) required by State or
 5 federal law, and to the extent that the disclosure may be necessary
 6 to permit the State to participate in the National Driver Register
 7 program, as set forth in 49 U.S.C. s.30301 et seq.; (5) the disclosure
 8 is in connection with an audit or investigation of identity fraud,
 9 driver's license fraud, or non-driver identification card fraud; **[or]**
 10 (6) consistent with section 2 of P.L.2021, c.139 (C.39:2-3.9); **or** (7)
 11 consistent with section 1 of P.L. , c. (C.) (pending before
 12 the Legislature as this bill), such that information regarding an
 13 applicant's Individual Tax Identification Number or social security
 14 number may be disclosed solely for the purpose of verifying the
 15 accuracy of the data compiled by the New Jersey Statewide
 16 Longitudinal Data System for Education and Workforce
 17 Development, established pursuant to that section.

18 If the chief administrator has reasonable cause to suspect that
 19 any document presented by an applicant pursuant to this section is
 20 altered, false or otherwise invalid, the chief administrator shall
 21 refuse to grant the identification card until such time as the
 22 document may be verified by the issuing agency to the chief
 23 administrator's satisfaction.

24 A person violating this section shall be subject to a fine not
 25 exceeding \$500 or imprisonment in the county jail for not more
 26 than 60 days.

27 (2) In addition to the requirements for the form and content of
 28 an identification card pursuant to this section, the Chief
 29 Administrator of the New Jersey Motor Vehicle Commission shall,
 30 upon submission of satisfactory proof, designate on an
 31 identification card that the card holder is a Gold Star Family
 32 member. The commission shall provide to the Department of
 33 Military and Veterans' Affairs personal identifying information for
 34 any person issued an identification card with a Gold Star Family
 35 designation pursuant to this section.

36 b. The designation of veteran status on an identification card
 37 shall not be deemed sufficient valid proof of veteran status for
 38 official governmental purposes when any other statute, or any
 39 regulation or other directive of a governmental entity, requires
 40 documentation of veteran status.

41 c. For the purpose of this section:

42 "Gold Star Family member" means a spouse, domestic partner,
 43 partner in a civil union, parent, brother, sister, child, legal guardian,
 44 or other legal custodian, whether of the whole or half blood or by
 45 adoption, of a member of the Armed Forces of the United States or
 46 National Guard, who lost his or her life while on active duty for the
 47 United States.

1 "REAL ID identification card" shall have the same meaning as
2 provided in R.S.39:1-1.

3 "Veteran" means any resident of the State now or hereafter who
4 has been discharged honorably or under general honorable
5 conditions in any branch of the Armed Forces of the United States,
6 or a Reserve component thereof, or the National Guard of this State
7 or another state as defined in section 1 of P.L.1963, c.109
8 (C.38A:1-1); and

9 "Satisfactory proof" means, in the case of a veteran, the
10 applicant's DD-214, DD-215, or DD-256 form as issued by the
11 federal government, or NGB-22 or other approved separation forms
12 as outlined by all branches of the Armed Forces, or federal
13 activation orders showing service under Title 10, section 672 or
14 section 12301, of the United States Code, or a county-issued
15 veteran identification card pursuant to P.L.2012, c.30 (C.40A:9-
16 78.1 et seq.), or a veteran identification card as issued by the United
17 States Department of Veterans Affairs under the "Veterans
18 Identification Card Act of 2015," (38 U.S.C. s.5706). In the case of
19 a Gold Star Family member, satisfactory proof includes any or all
20 of the following:

21 (1) a certification from the Department of New Jersey of
22 American Gold Star Mothers, Inc., or any other organization formed
23 for the support of family members of members of the Armed Forces
24 of the United States or National Guard, who lost their lives while on
25 active duty for the United States, that the applicant is either the
26 spouse, domestic partner, partner in a civil union, parent, brother,
27 sister, child, legal guardian, or other legal custodian, whether of the
28 whole or half blood or by adoption, of a member of the armed
29 forces or National Guard who died while on active duty for the
30 United States; or

31 (2) (a) documentation deemed acceptable by the Adjutant
32 General, including, but not limited to, a federal DD Form 1300,
33 Report of Casualty, or a federal DD Form 2064, Certificate of
34 Death Overseas, which identifies the member of the Armed Forces
35 of the United States or National Guard who died while on active
36 duty for the United States; and

37 (b) documentation indicating the applicant's relationship to the
38 service member.

39 (cf: P.L.2021, c.139, s.8)

40

41 8. This act shall take effect immediately.

42

43

44

45

46 Concerns Statewide Longitudinal Data System for Education and
47 Workforce Development.