

[Second Reprint]

**SENATE, No. 1297**

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**STATE OF NEW JERSEY**  
**221st LEGISLATURE**

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PRE-FILED FOR INTRODUCTION IN THE 2024 SESSION

**Sponsored by:**

**Senator NELLIE POU**

**District 35 (Bergen and Passaic)**

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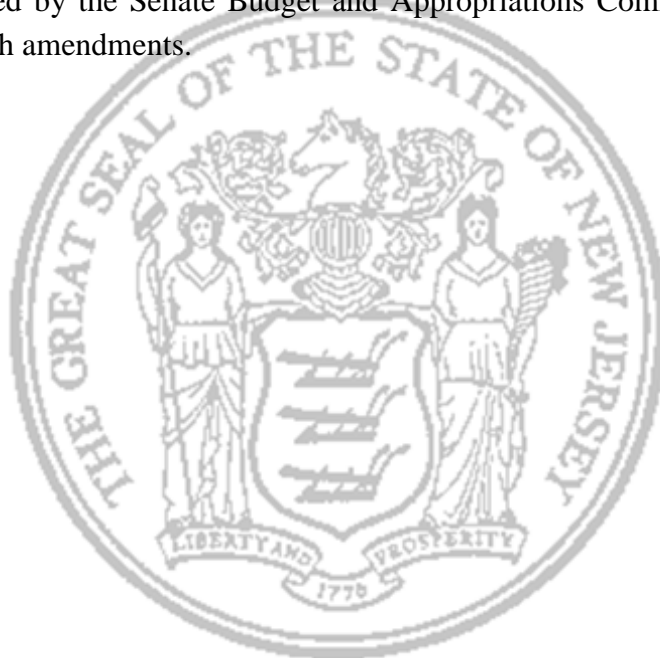
**Senators Zwicker, Ruiz, Gopal, Singleton and McKnight**

**SYNOPSIS**

Requires MVC to create digital driver's licenses and digital non-driver identification cards.

**CURRENT VERSION OF TEXT**

As reported by the Senate Budget and Appropriations Committee on June 26, 2025, with amendments.



**(Sponsorship Updated As Of: 6/23/2025)**

1 AN ACT creating <sup>2</sup>**[mobile]** digital<sup>2</sup> driver's licenses and <sup>2</sup>digital  
2 non-driver<sup>2</sup> identification cards, supplementing Title 39 of the  
3 Revised Statutes, and amending R.S.39:3-29.

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

7  
8 <sup>2</sup>**[**1. (New section) a. As used in this section:

9 "Mobile driver's license" means an electronic basic driver's  
10 license, electronic motorcycle license, or electronic probationary  
11 driver's license issued by the New Jersey Motor Vehicle Commission  
12 that is accessible on a mobile electronic communication device and  
13 includes all information found on a printed, hard-copy basic driver's  
14 license, motorcycle license, or probationary driver's license issued by  
15 the commission;

16 "Mobile electronic communication device" means any mobile  
17 device capable of communication or other transmission of information  
18 and includes, but is not limited to, a cellular telephone, wireless tablet,  
19 any device with Internet capability, or other wireless communication  
20 device; and

21 "Mobile identification card" means an electronic identification  
22 card issued by the New Jersey Motor Vehicle Commission that is  
23 accessible on a mobile electronic communication device and includes  
24 all information found on a printed, hard-copy identification card issued  
25 by the commission.

26 b. The Chief Administrator of the New Jersey Motor Vehicle  
27 Commission shall create and issue <sup>1</sup>, in addition to the printed, hard-  
28 copy driver's license or identification card issued by the commission,<sup>1</sup>  
29 a mobile driver's license <sup>1</sup>**[and]** or<sup>1</sup> mobile identification card to an  
30 individual who voluntarily requests a mobile driver's license or mobile  
31 identification card and who meets all requirements for the issuance of  
32 a driver's license or identification card. The commission may charge  
33 and collect a reasonable fee for the issuance of a mobile driver's  
34 license <sup>1</sup>**[and]** or<sup>1</sup> mobile identification card. The commission shall  
35 retain such fee in accordance with subsection b. of section 105 of  
36 P.L.2003, c.13 (C.39:2A-36).

37 c. The commission shall provide that the mobile driver's license  
38 and mobile identification card include features to ensure the security  
39 and integrity of the license and identification card. A process,  
40 prescribed by the chief administrator, shall provide for the issuance of  
41 mobile driver's licenses and mobile identification cards to prevent and  
42 detect the alteration, duplication, counterfeiting, photographing,  
43 forging, or other modification of the mobile driver's license and  
44 mobile identification card.

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

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

<sup>1</sup>Senate SBA committee amendments adopted October 7, 2024.

<sup>2</sup>Senate SBA committee amendments adopted June 26, 2025.

1 d. The commission shall allow a person with a mobile driver's  
2 license or a mobile identification card, or a person applying for such  
3 driver's license or identification card, to update the person's motor  
4 vehicle record, including, but not limited to, a change of address and  
5 organ donor status. Such changes shall immediately become part of  
6 the person's official motor vehicle record <sup>1</sup>and shall take precedence  
7 over information provided on a printed, hard-copy driver's license and  
8 identification card<sup>1</sup><sup>2</sup>.

9  
10 <sup>2</sup>1. (New section) As used in sections 1 through 7 of P.L. ,  
11 c. (C. ) (pending before the Legislature as this bill):

12 "Attribute authentication" means the ability of a digital driver's  
13 license or digital non-driver identification card to affirmatively and  
14 accurately prove to a verifier that something the holder claims about  
15 themselves is true without revealing the underlying data associated  
16 with the license or card.

17 "Chief administrator" means the Chief Administrator of the New  
18 Jersey Motor Vehicle Commission.

19 "Commission" means the New Jersey Motor Vehicle  
20 Commission.

21 "Digital driver's license" means a digital basic driver's license,  
22 digital motorcycle license, or digital probationary driver's license  
23 issued by the commission that is accessible on an electronic device  
24 and includes all information found on a printed, hard-copy basic  
25 driver's license, motorcycle license, or probationary driver's license  
26 issued by the commission.

27 "Digital non-driver identification card" means a digital non-  
28 driver identification card issued by the commission that is  
29 accessible on an electronic device and includes all information  
30 found on a printed, hard-copy non-driver identification card issued  
31 by the commission.

32 "Digital wallet" means an application accessed on an electronic  
33 device or accessed remotely, which application permits a holder to  
34 present a digital driver's license or digital non-driver identification  
35 card in person, online, or through other remote means.

36 "Electronic device" means any mobile device capable of either  
37 communication or other transmission of information and includes,  
38 but is not limited to, a cellular telephone, wireless tablet, any device  
39 with Internet capability, or other wireless communication device.

40 "Holder" means a person who possesses a digital driver's license  
41 or digital non-driver identification card that establishes proof of that  
42 person's identity or of some attribute or authorization that the  
43 person possesses.

44 "Personal information" means any information that is linked or  
45 reasonably linked to an identified or identifiable person.

46 "Person" means a natural person.

1 “Presentation” means the act of revealing all or any portion of a  
2 digital driver’s license or digital non-driver identification card to a  
3 verifier.

4 “Selective disclosure” means the sole discretion of a holder to  
5 choose which data fields from a digital driver’s license or digital  
6 non-driver identification card to disclose during a presentation,  
7 provided that the holder discloses at least those data fields that are  
8 reasonably necessary for the purpose of a presentation.

9 “Verification tool” means a device that is used by verifiers to  
10 exchange data with the holder’s digital wallet during a presentation  
11 and to verify the authenticity of that presentation.

12 “Verifier” means a person or an entity that checks a holder’s  
13 digital driver’s license or digital non-driver identification card in  
14 order to establish proof of a holder’s identity or of some attribute or  
15 authorization that the holder possesses.<sup>2</sup>

16  
17 <sup>2</sup>2. (New section) a. The Chief Administrator of the New Jersey  
18 Motor Vehicle Commission shall create and issue, in addition to the  
19 printed, hard-copy driver’s license or non-driver identification card  
20 issued by the commission, a digital driver’s license or digital non-  
21 driver identification card to a person who voluntarily requests a  
22 digital driver’s license or digital non-driver identification card and  
23 who meets all requirements for the issuance of a printed, hard-copy  
24 basic driver’s license, motorcycle license, probationary driver’s  
25 license, or non-driver identification card, as applicable. The  
26 commission may charge and collect a reasonable fee for the  
27 issuance of either a digital driver’s license or digital non-driver  
28 identification card. The commission shall retain such fee in  
29 accordance with subsection b. of section 105 of P.L.2003, c.13  
30 (C.39:2A-36).

31 b. (1) The commission shall provide that the digital driver’s  
32 license and digital non-driver identification card include features to  
33 ensure the security and integrity of the license and identification  
34 card and the protection of personal information, including  
35 protection against unauthorized access to such information. Such  
36 features shall ensure that:

37 (a) use of the digital driver’s license or digital non-driver  
38 identification card does not require handing over one’s electronic  
39 device to any other person or entity when using the digital driver’s  
40 license or digital non-driver identification card;

41 (b) any remote access to the digital driver’s license or digital  
42 non-driver identification card requires the express, affirmative, real-  
43 time consent of the holder of the digital driver’s license or digital  
44 non-driver identification card that is being requested for each piece  
45 of information being requested and will be limited to only that  
46 information which is provided on a printed, hard-copy basic  
47 driver’s license or printed, hard-copy non-driver identification card;

1       (c) the digital driver's license or digital non-driver identification  
2 card, as well as any mobile application required for the digital  
3 driver's license or digital non-driver identification card, does not  
4 contain or collect any information not strictly necessary for the  
5 functioning of the digital driver's license, digital non-driver  
6 identification card, or mobile application, including, but not limited  
7 to, location information;

8       (d) no part of the system or technology involved in a digital  
9 driver's license or digital non-driver identification card utilized by  
10 the commission will disclose any data regarding a holder's  
11 presentation of such license or identification card to the  
12 commission;

13       (e) the information transmitted to the digital driver's license or  
14 digital non-driver identification card, as well as any mobile  
15 application required for the digital driver's license or digital non-  
16 driver identification card, is encrypted and protected to the highest  
17 reasonable security standards that are broadly available and cannot  
18 be intercepted while being transmitted from the commission;

19       (f) a digital driver's license or digital non-driver identification  
20 card includes techniques and methodologies that ensure that  
21 multiple presentations of non-unique data by a holder cannot be  
22 linked together by one or more verifiers;

23       (g) any data exchanged between the commission and any  
24 electronic device, between the commission and the provider of any  
25 electronic device, and between any electronic device and the  
26 provider of that electronic device, shall be limited to the data  
27 necessary to display the information necessary for a digital driver's  
28 license or digital non-driver identification card;

29       (h) a digital driver's license or digital non-driver identification  
30 card provides for selective disclosure and allows attribute  
31 authentication, including proof of meeting the minimum age for  
32 restricted product purchases; and

33       (i) any contract between the commission and another entity  
34 concerning digital driver's licenses or digital non-driver  
35 identification cards prohibits the use, sharing, sale, or disclosure of  
36 any information obtained as part of the contract, including, but not  
37 limited to, any information about the holder, except as is necessary  
38 to satisfy the terms of the contract, and provides that, upon the  
39 termination or expiration of the contract, the entity shall delete any  
40 data collected or generated in the course of activities pursuant to  
41 that contract within 30 days.

42       (2) A process, prescribed by the chief administrator, shall  
43 provide for the issuance of digital driver's licenses and digital non-  
44 driver identification cards to prevent and detect the alteration,  
45 duplication, counterfeiting, photographing, forging, or other  
46 modification of the digital driver's license and digital non-driver  
47 identification card.

1 c. The commission may not revoke or withdraw the holder's  
2 access to a digital driver's license or digital non-driver  
3 identification card unless the commission determines:

4 (1) the security or integrity of the digital driver's license or  
5 digital non-driver identification card has been compromised;

6 (2) the digital driver's license or digital non-driver identification  
7 card was procured in error or by fraud;

8 (3) the holder requests that such access be revoked or withdrawn;  
9 or

10 (4) the commission has grounds for revoking the holder's  
11 printed, hard-copy driver's license or printed, hard-copy non-driver  
12 identification card as otherwise provided pursuant to applicable law  
13 or regulation.

14 d. (1) The provisions of section 2 of P.L.1997, c.188 (C.39:2-  
15 3.4), subsection w. of R.S.39:3-10, subsection i. of section 4 of  
16 P.L.1950, c.127 (C.39:3-13.4), subsection a. of section 2 of  
17 P.L.1980, c.47 (C.39:3-29.3), and section 22 of P.L.2019, c.271  
18 (C.39:3-10p) shall apply to digital driver's licenses, digital non-  
19 driver identification cards, and the motor vehicle records associated  
20 with such licenses and identification cards.

21 (2) A signed application for a digital driver's license or digital  
22 non-driver identification card shall constitute the applicant's  
23 informed consent for the sharing of the applicant's personal  
24 information for the sole purpose of issuing the applicant a digital  
25 driver's license or digital non-driver identification card.

26 e. The commission shall allow a person with a digital driver's  
27 license or a digital non-driver identification card, or a person  
28 applying for such driver's license or identification card, to update  
29 the person's motor vehicle record, including, but not limited to, a  
30 change of address and organ donor status. Such changes shall  
31 immediately become part of the person's official motor vehicle  
32 record.

33 f. The commission shall ensure that a digital driver's license or  
34 a digital non-driver identification card is accessible to, and usable  
35 by, persons with disabilities.

36 g. The commission shall, in consultation with the Attorney  
37 General, provide information on the commission's Internet website  
38 to educate the public on the availability and use of digital driver's  
39 licenses and digital non-driver identification cards.<sup>2</sup>

40  
41 <sup>2</sup>3. (New section) a. A digital driver's license or digital non-  
42 driver identification card shall include standard technical and  
43 administrative measures, as determined by the commission, that  
44 verifiers shall use to identify and authenticate themselves to a  
45 holder's digital wallet.

46 b. A digital wallet containing a New Jersey digital driver's  
47 license or digital non-driver identification card shall display to a  
48 holder which data is being requested by a verifier and the verifier's

1 identity and shall allow the holder to select which data is and is not  
2 transmitted to the verifier.

3 c. A digital wallet containing a New Jersey digital driver's  
4 license or digital non-driver identification card shall keep a log of  
5 each requesting verifier, the data that was requested, and the data  
6 that was transmitted to that verifier, if any. The log shall be  
7 available exclusively to the holder, who may, at will, delete any or  
8 all of the information contained in the log.

9 d. A holder may carry a digital driver's license or digital non-  
10 driver identification card in any digital wallet of the holder's choice  
11 that complies with widely-accepted standards for security, including  
12 any appropriate encryption standards, consistent with P.L. ,  
13 c. (C. ) (pending before the Legislature as this bill) and as  
14 identified by the commission or the Attorney General, as  
15 applicable.<sup>2</sup>

16  
17 <sup>24.</sup> (New section) a. No verifier or entity contracting with the  
18 commission may collect, retain, share, or use information from a  
19 digital driver's license or digital non-driver identification card for  
20 longer than what is strictly necessary for the purpose for which that  
21 information was presented.

22 b. No provider of a digital wallet or of a verification tool  
23 operating in this State shall access, collect, retain, share, or use  
24 personal information about a holder's digital driver's license or  
25 digital non-driver identification card, or about the use of such  
26 license or identification card, except as required by State or federal  
27 law or regulation.<sup>2</sup>

28  
29 <sup>25.</sup> (New section) a. A holder shall not be required to give  
30 physical possession of the holder's electronic device to any other  
31 person or entity in order to use a digital driver's license or digital  
32 non-driver identification card for identity verification. No person  
33 or entity, including any law enforcement officer as defined in  
34 section 2 of P.L.1961, c.56 (C.52:17B-67), shall take physical  
35 possession of a holder's electronic device for the purposes of  
36 verifying the holder's identity.

37 b. If a holder displays or gives physical possession of the  
38 holder's electronic device to any other person or entity in order to  
39 use the license or identification card for identity verification, the  
40 display or surrender of physical possession of the holder's  
41 electronic device shall not constitute the holder's consent to a  
42 search of or the holder's consent for access to any information other  
43 than that which is immediately available on the digital driver's  
44 license or digital non-driver identification card. Information  
45 incidentally obtained in the process of viewing a digital driver's  
46 license or digital non-driver identification card to verify the identity  
47 of the holder shall not be used to establish probable cause for a  
48 warrant to search the holder's electronic device.

1 c. (1) Any request for remote access to a digital driver's  
2 license or digital non-driver identification card for the purposes of  
3 identity verification shall:

4 (a) require the express consent of the holder;

5 (b) be limited to the content of the digital driver's license or  
6 digital non-driver identification card specified in the request for  
7 remote access; and

8 (c) not exceed the information available on a printed, hard-copy  
9 driver's license or digital non-driver identification card.

10 (2) A holder's consent to grant remote access to the holder's  
11 digital driver's license or digital non-driver identification card shall  
12 not constitute consent to a search, nor shall it constitute consent for  
13 access to any information other than that which is immediately  
14 available on the digital driver's license or digital non-driver  
15 identification card. Information incidentally obtained in the process  
16 of remotely accessing a digital driver's license or digital non-driver  
17 identification card shall not be used to establish probable cause for  
18 a warrant to search the electronic device.<sup>2</sup>

19  
20 <sup>2</sup>6. (New section) a. A holder shall not be required to use a  
21 digital driver's license or digital non-driver identification card  
22 instead of a printed, hard-copy driver's license or printed, hard-  
23 copy non-driver identification card for the purpose of identity  
24 verification nor shall the holder's choice to obtain a digital driver's  
25 license or digital non-driver identification card preclude the  
26 holder's use of a printed, hard-copy driver's license or printed,  
27 hard-copy non-driver identification card under any circumstances.

28 b. A verifier shall not:

29 (1) condition the offer or use of a good or service on the  
30 presentation of a digital driver's license or digital non-driver  
31 identification card instead of a printed, hard copy driver's license or  
32 printed, hard-copy non-driver identification card;

33 (2) charge different prices or rates for a good or service, provide  
34 preferential treatment or a different level of quality of a good or  
35 service, or condition entry for or access to a good or service to any  
36 person who exercises or elects not to exercise the person's rights  
37 pursuant to P.L. , c. (C. ) (pending before the Legislature as  
38 this bill) or who presents a printed, hard-copy driver's license or  
39 printed, hard-copy non-driver identification card instead of a digital  
40 driver's license or digital non-driver identification card, as  
41 applicable, except as reasonably necessary for conducting a  
42 transaction online or through other remote means, taking into  
43 consideration available technology; or

44 (3) require or request presentation of more than the minimum  
45 data necessary to determine that a transaction meets legal  
46 requirements, including requiring more than a binary "yes/no"  
47 attribute authorization for age or other qualifications.

1 c. The provisions of section 2 of P.L.2017, c.124 (C.56:11-54)  
2 shall apply to a verifier during a holder's presentation of a digital  
3 driver's license or digital non-driver identification card, irrespective  
4 of the technical means of reading the license or identification card.

5 d. A State agency or political subdivision shall not:

6 (1) condition the offer of an in-person good or service on the  
7 presentation of a digital driver's license or digital non-driver  
8 identification card; or

9 (2) offer a different level of quality of an in-person good or  
10 service to any person based solely on the presentation of a digital or  
11 printed, hard-copy form of identification pursuant to P.L. ,  
12 c. (C. ) (pending before the Legislature as this bill).<sup>2</sup>

13  
14 <sup>27.</sup> (New section) a. The commission shall display, on the  
15 appropriate webpage on its Internet website, information concerning  
16 the requirement for verifiers and digital wallet providers to report  
17 cybersecurity incidents pursuant to subsection b. of this section as  
18 well as information that encourages holders to remain alert for  
19 cybersecurity incidents when using a digital driver's license or  
20 digital non-driver identification card.

21 b. All verifiers and digital wallet providers shall report any and  
22 all cybersecurity incidents, as defined in section 1 of P.L.2023, c.19  
23 (C.52:17B-193.2), to the commission in a form and manner  
24 prescribed by the commission, and to the New Jersey Office of  
25 Homeland Security and Preparedness consistent with the provisions  
26 of P.L.2023, c.19 (C.52:17B-193.2 et seq.). The reports shall  
27 adhere to the provisions of P.L.2023, c.19 (C.52:17B-193.2 et  
28 seq.).<sup>2</sup>

29  
30 <sup>28.</sup> (New section) a. No later than the last day of the second  
31 year following the effective date of P.L. , c. (C. ) (pending  
32 before the Legislature as this bill), the commission, or an entity  
33 designated by the commission, shall complete a report describing:

34 (1) the number of State residents who have obtained a digital  
35 driver's license or digital non-driver identification card;

36 (2) the number of cybersecurity incidents reported pursuant to  
37 section 7 of P.L. , c. (C. ) (pending before the Legislature  
38 as this bill), a description of the cybersecurity incident types, and  
39 the categories of verifiers that submitted cybersecurity incident  
40 reports;

41 (3) the number of incidents reported concerning a verifier taking  
42 physical possession of a holder's electronic device in violation of  
43 P.L. , c. (C. ) (pending before the Legislature as this bill);

44 (4) the ways in which digital driver's licenses and digital non-  
45 driver identification cards have improved the privacy of holders,  
46 including the ability to decide which information is shared with  
47 verifiers, and the convenience for holders;

1 (5) best practices for the operation of a digital driver’s license  
2 and digital non-driver identification card system;

3 (6) recommendations for supplemental legislation to P.L. ,  
4 c. (C. ) (pending before the Legislature as this bill);

5 (7) the feasibility of requiring that should any fees be assessed  
6 by the commission for the issuance of a digital driver’s license or  
7 digital non-driver identification card, such fees or a portion thereof  
8 shall be deposited into a fund used to offset or reimburse  
9 individuals against whom a surcharge has been levied for certain  
10 violations or for the accumulation of points, excluding violations of  
11 R.S.39:4-50 and section 2 of P.L.1981, c.512 (C.39:4-50.4a), which  
12 individuals have incomes at or below 185 percent of the federal  
13 poverty level;

14 (8) any effect of digital driver’s licenses and digital non-driver  
15 identification cards on underserved or other vulnerable populations;  
16 and

17 (9) any other information as the commission deems necessary or  
18 appropriate.

19 b. The report required pursuant to this section shall be  
20 submitted to the Governor and, pursuant to section 2 of P.L.1991,  
21 c.164 (C.52:14-19.1), to the Legislature.<sup>2</sup>

22  
23 <sup>29.</sup> (New section) a. A verifier that violates any provision of  
24 section 4, 5, or 6 of P.L. , c. (C. ) (pending before the  
25 Legislature as this bill) shall be subject to civil penalties as  
26 provided in subsection a. of section 3 of P.L.2017, c.124 (C.56:11-  
27 55), which may be enforced by the Attorney General by a summary  
28 proceeding pursuant to the “Penalty Enforcement Law of 1999,”  
29 P.L.1999, c.274 (C.2A:58-10 et seq.).

30 b. The Attorney General may issue guidance or directives or  
31 promulgate, pursuant to the “Administrative Procedure Act,”  
32 P.L.1968, c.410 (C.52:14B-1 et seq.), rules and regulations as the  
33 Attorney General deems necessary to effectuate the purposes of  
34 P.L. , c. (C. ) (pending before the Legislature as this bill)  
35 and enforcement thereof.<sup>2</sup>

36  
37 <sup>2</sup>**[2.] 10.**<sup>2</sup> R.S.39:3-29 is amended to read as follows:

38 39:3-29. The driver’s license, the registration certificate of a  
39 motor vehicle, and an insurance identification card shall be in the  
40 possession of the driver or operator at all times when the driver or  
41 operator is in charge of a motor vehicle on the highways of this  
42 State.

43 The driver or operator shall exhibit the driver or operator’s  
44 driver’s license and an insurance identification card, and the holder  
45 of a registration certificate or the operator or driver of a motor  
46 vehicle for which a registration certificate has been issued, whether  
47 or not the holder, driver or operator is a resident of this State, shall  
48 also exhibit the registration certificate, when requested so to do by a

1 police officer or judge, while in the performance of the duties of  
2 their office, and shall write the driver or operator's name in the  
3 presence of the officer, so that the officer may thereby determine  
4 the identity of the licensee and at the same time determine the  
5 correctness of the registration certificate, as it relates to the  
6 registration number and number plates of the motor vehicle for  
7 which it was issued; and the correctness of the evidence of a policy  
8 of insurance, as it relates to the coverage of the motor vehicle for  
9 which it was issued.

10 The <sup>1</sup>driver's license,<sup>1</sup> registration certificate <sup>1</sup>.,<sup>1</sup> or  
11 insurance identification card may be displayed or provided in either  
12 paper or electronic form. For the purposes of this section,  
13 "electronic form" means the display of images on an electronic  
14 device, such as a cellular telephone, tablet, or computer.

15 <sup>1</sup>The driver's license may be displayed or provided in either  
16 printed, hard-copy form or <sup>2</sup>[electronic form] as a digital driver's  
17 license authorized pursuant to P.L. , c. (C. ) (pending  
18 before the Legislature as this bill) and, regardless of which form, as  
19 issued by the commission<sup>2</sup> . If the driver's license is displayed or  
20 provided <sup>2</sup>[in electronic form] as a digital driver's license<sup>2</sup> , the  
21 driver's license shall be presented in such a manner that there is no  
22 requirement to <sup>2</sup>[display or]<sup>2</sup> relinquish possession of the person's  
23 electronic device, such as a cellular telephone, tablet, or computer.  
24 A digital copy, photograph, or image of a driver's license that is not  
25 issued by the commission as a <sup>2</sup>[mobile] digital<sup>2</sup> driver's license  
26 and downloaded on <sup>2</sup>[a mobile electronic communication device]  
27 an electronic device<sup>2</sup> , pursuant to the requirements of the  
28 commission, shall not be a valid electronic form of a driver's  
29 license under this section.<sup>1</sup>

30 The use of a cellular telephone, tablet, computer, or any other  
31 electronic device to display the driver's license, proof of  
32 registration, or proof of insurance does not constitute consent for a  
33 police officer or judge to access any other contents on the device.  
34 Any police officer or judge presented with an electronic device  
35 pursuant to this section shall be immune from any liability resulting  
36 from damage to the device.

37 Any person violating this section shall be subject to a fine of  
38 \$150, except that if the person is a driver or operator of an omnibus,  
39 as defined pursuant to R.S.39:1-1, the amount of the fine shall be  
40 \$250. Of the amount of any such fine collected pursuant to this  
41 paragraph, \$25 shall be deposited in the Uninsured Motorist  
42 Prevention Fund established by section 2 of P.L.1983, c.141  
43 (C.39:6B-3).

44 If a person charged with a violation of this section can exhibit  
45 the person's driver's license, insurance identification card, and  
46 registration certificate, which were valid on the day the person was  
47 charged, to the judge of the municipal court before whom the

1 person is summoned to answer to the charge, such judge may  
 2 dismiss the charge. However, the judge may impose court costs.<sup>2</sup>A  
 3 judge may permit a person charged with a violation of this section  
 4 to provide a digital copy, photograph, or image of a valid driver's  
 5 license, registration certificate, and insurance identification card for  
 6 the purposes of this section and nothing in this section or in P.L. ,  
 7 c. (C. ) (pending before the Legislature as this bill) shall be  
 8 construed to prohibit such an allowance by a judge. Nothing in this  
 9 section or in P.L. , c. (C. ) (pending before the Legislature  
 10 as this bill) shall be construed to prohibit a municipal prosecutor,  
 11 court clerk, or court administrator from viewing a digital driver's  
 12 license within the scope of their official duties related to this  
 13 section.<sup>2</sup>

14 In addition to and independent of any fine or other penalty  
 15 provided for under law, the court shall impose a fine of \$150 on any  
 16 driver or operator of an omnibus, convicted of a violation of this  
 17 section, who does not have a certificate of public convenience and  
 18 necessity as required pursuant to R.S.48:4-3. The State Treasurer  
 19 shall annually deposit the monies collected from the fines imposed  
 20 pursuant to this paragraph to the "Omnibus Safety Enforcement  
 21 Fund" established pursuant to section 4 of P.L.2007, c.40 (C.39:3-  
 22 79.23). The fine described herein shall not be deemed a fine,  
 23 penalty, or forfeiture pursuant to R.S.39:5-41.  
 24 (cf: P.L.2021, c.258, s.2)

25  
 26 <sup>2</sup>**[3.] 11.**<sup>2</sup> The Chief Administrator of the New Jersey Motor  
 27 Vehicle Commission shall <sup>2</sup>, after consultation with the  
 28 Administrative Office of the Courts and the Attorney General,<sup>2</sup>  
 29 adopt, pursuant to the "Administrative Procedure Act," P.L.1968,  
 30 c.410 (C.52:14B-1 et seq.), <sup>2</sup>any<sup>2</sup> rules and regulations <sup>2</sup>that the  
 31 chief administrator deems necessary<sup>2</sup> to implement the provisions  
 32 of P.L. , c. (C. ) (pending before the Legislature as this  
 33 bill).

34  
 35 <sup>2</sup>**[4.] 12.**<sup>2</sup> This act shall take effect <sup>1</sup>**[72]** <sup>2</sup>**[36<sup>1</sup>]** <sup>44</sup> months  
 36 after enactment, but the Chief Administrator of the New Jersey  
 37 Motor Vehicle Commission <sup>2</sup>and the Attorney General<sup>2</sup> may take  
 38 any administrative action in advance of that date as may be  
 39 necessary for the timely implementation of this act.<sup>2</sup>