

Minutes by Board Secretary John G. Donnelly of actions taken at the Open Session of the regularly scheduled meeting of the New Jersey Motor Vehicle Commission (MVC) Board held at Floor 8E, Motor Vehicle Commission Headquarters, 225 East State Street, Trenton, New Jersey on Tuesday, August 13, 2013.

Present:

Raymond P. Martinez, Chairman
Stephen S. Scaturro, Vice Chairman
Laurette K. Asante, Public Board Member
Scott L. Kisch, Public Board Member (by speakerphone)
Walter Orcutt, Public Board Member (by speakerphone)
Miriam Weeks, Transportation Commissioner Designee
Gary Poedubicky, Attorney General Designee
James Fruscione, State Treasurer Designee

Governor's Authorities Unit Assistant Counsel Kerstin Sundstrom and Deputy Attorney General Philip Espinosa attended.

Chairman Raymond P. Martinez convened the Open Session at 2:00 p.m. in accordance with the Open Public Meetings Act, and led the Pledge of Allegiance.

Agenda Approval. Vice-Chairman Scaturro moved to accept the proposed agenda, Director Fruscione seconded the motion and it was unanimously adopted.

Chairman's Report

The Chairman then presented this report of key Commission activities since the June 18, 2013 Board Meeting:

Skip the Trip

Tomorrow, I'll host an event regarding the biggest customer service-based initiative the MVC has undertaken in a long time: mail in license renewals for drivers of all ages. For those of you who were not able to be with us this morning at Bakers Basin, our Skip the Trip program -- which was until now only offered to driver's born on or before December 1, 1964 -- allows eligible New Jersey residents to renew their license or non-driver ID by mail. In the next year, we will be inviting over 1.5 million citizens to use this new, convenient service. If our acceptance rate holds steady, roughly 1 million less people will be visiting our agencies statewide. It's a good thing for them and it's an even better thing for those customers who will still have to come to an agency to conduct their business. I'd like to thank the project team, led by Selika Gore, Bob Grill, and Patti Perez, who represent a multitude of departments within the MVC for the unified and coordinated effort in putting this program together both behind the scenes and with the public components of this expansive program. Now, the Skip the Trip program was not something we could have developed had we not had the confidence that the database New Jersey uses was as clean as it could be. And as you know, since December of 2011, our Security and

Investigations Team has been utilizing the latest in facial recognition technology to comb through the 19 million photo records in our MVC database to systematically ensure that each driver has only one record and that each driver is who they say they are. I'd like to also thank our S&I Team, led by Tom Flarity, for all the behind-the-scenes work they have been doing for months because as you can see, it is the foundation for the Skip the Trip program and for other customer service based initiatives coming down the road.

But Skip the Trip isn't the only public service we are promoting in the coming weeks.

Responsible Vehicle Ownership

The MVC, along with our partners at the Department of Environmental Protection and Parsons, have put together a 30-second public service announcement on both TV and radio that will emphasize the importance of properly maintaining your vehicle and getting regular emissions inspections. We will be spreading the message: Be a responsible vehicle owner. It's green for the environment and it puts green in your wallet.

Fugitive Safe Surrender

Our third customer service initiative is actually a partnership with our sister state agencies as we plan to participate, for the first time, as equal partners in the state's Fugitive Safe Surrender Program (FSS). FSS is an initiative led by the Attorney General with the participation of many different agencies including the MVC. In brief, it enables wanted individuals to come to a neutral location, such as a church, and voluntarily surrender. In return they will receive favorable consideration from the court -- not amnesty, but generally a reduced sentence such as a reduced fine and/or a probation requirement. The vast majority who surrender will not be taken into custody, unless they're wanted for a violent offense or have a history of violence. The program is only open to U.S. citizens and legal residents. MVC has the very important role of helping set up the IT infrastructure that will make it possible to check the driver's license and other ID information on the 5,000 or so individuals who are expected to surrender during that four-day period. I will continue to keep you updated as our plans are developed.

Paterson Motor Vehicle Agency

And finally, the Paterson Parking Authority has awarded the construction contract to expand the Paterson Motor Vehicle Agency to Accurate Construction, Inc. The contractor has submitted for permits and is mobilizing on site. The construction work should be completed by the middle of November.

MVC In The News

The MVC and the rest of the State experienced a system outage on Friday, July 19 following a fire at the OIT's server in nearby West Trenton. Since we knew our systems would be down all day and we would be prohibited from conducting any business, the MVC made the pre-emptive decision to extend our Saturday hours and to bring in extra personnel on that following Monday morning. Later in the month, the MVC was recently highlighted in a piece on Nightline's "The Lookout." The MVC was able to coordinate with the show's producers to oversee the closure of an Old Bridge-based used car dealership that was fraudulently selling Sandy-damaged vehicles that should have been salvaged. Kudos to our Security and Investigations team and our Business Licensing Unit for acting

quickly to respond to the media's concerns and for taking administrative action against an unscrupulous dealer.

Commercial Bus

You may have also read lately about the serious commercial bus accident in West New York caused by a driver who was talking on his cell phone. While the bus is believed to have been functioning properly, the sad series of events has brought attention to the need to inspect more of these buses that have become more and more common place in Hudson and Bergen counties in recent months. The MVC's Inspections Unit stands at the ready to assist local law enforcement in unannounced inspections of these vehicles.

The following Agenda Items were presented for approval:

Minutes: June 18, 2013. This item is to fulfill the requirements of The Motor Vehicle Security and Customer Service Act and of the Bylaws to approve the Minutes of each MVC Board Meeting, by approving the Minutes of the MVC Board Meeting of June 18, 2013.

Board Member Orcutt moved the resolution, Board Member Asante seconded it and it was unanimously adopted.

1308-01: Motorcycle Regulation. This action is to meet the statutory requirement of The Motor Vehicle Security and Customer Service Act to promulgate regulations for the proper functioning of the Commission, including this Final Rule as to the Motorcycle Safety Education Program. Robert Weinstein, Legal Specialist in the MVC Office of Regulatory and Legislative Affairs, presented the regulation.

Vice-Chairman Scaturro moved the resolution, Board Member Kisch seconded it and it was unanimously adopted.

1308-02: Certificate of Public Convenience and Necessity Regulation. This action is to meet the statutory requirement of The Motor Vehicle Security and Customer Service Act to promulgate regulations for the proper functioning of the Commission, including this proposed readoption with amendments of the Commercial Passenger Transportation regulations concerning routes and related activities that are authorized by MVC with Certificates of Public Convenience and Necessity (CPCN). Jack Donnelly, Board Secretary, presented the regulation.

Director Weeks moved the resolution, Board Member Asante seconded it and it was unanimously adopted.

1308-03: Dealer Regulation. This action is to meet the statutory requirement of The Motor Vehicle Security and Customer Service Act to promulgate regulations for the proper functioning of the Commission, including this proposed amendment of regulations requiring motor vehicle dealer applicants to adhere to the governing statutes concerning

franchisees, minimum space in which to display motor vehicles, and maintenance of required records. Jeff Pistol, Regulatory Officer in the MVC Office of Regulatory and Legislative Affairs, presented the regulation.

Board Member Orcutt moved the resolution, Director Poedubicky seconded it and it was unanimously adopted.

1308-04: Budget. This action is to meet the statutory requirement of The Motor Vehicle Security and Customer Service Act at section 13b3 that the Board shall review and approve the annual budget as submitted by the Chief Administrator. Financial Management Director Carol Hollows presented the budget.

Vice-Chairman Scaturro moved the resolution, Director Fruscione seconded it, and was unanimously adopted.

Legislative Report. A briefing was provided by Legislative Liaison Donald Dinsmore, including:

S-69 (Codey/Singer) was *signed by the Governor* to increase fines for talking or texting to \$200 to \$400 for a first offense, \$400 to \$600 for a second offense, and \$600 to \$800 for third or subsequent offenses, and also permits the court, at its discretion, to impose a 90-day driver's license suspension for persons convicted of the offense for a third or subsequent time. In addition, third and subsequent offenders would receive three motor vehicle penalty points.

S-71 (Codey D27/Singer R30/Watson Coleman D15) was *conditionally vetoed by the Governor* to delete any reference to the MVC and inserted language that any local governing body or any county or municipality in this State may establish a Yellow Dot Program, and the Senate voted to concur with the Governor's recommendations and is pending in the Assembly.

S-2723 (Sweeney/Norcross/Weinberg/Stack/Cunningham / A-4182 (Greenwald), which revises statutes concerning firearms purchaser identification cards and handgun purchase permits, has been *sent to the Governor's Desk*.

A-945 (Riley/Benson/Lampitt)/S-2405 (Madden/Beach), which allows a person with diabetes to voluntarily make a notation on the driver license, has been *sent to the Governor's Desk*.

S-717 (O'Toole R40/Bucco R25) / A691/2030 (Kean R30/Tucker D28/Rible R30/Russo R40/Rumana R40/Conaway D7), which provides for indication of veteran status on driver's licenses and identification cards issued by MVC, has *passed the Assembly* and has been reported from committee in the Senate, would lead to costs to redesign the license and reprogram the Vendor EDDL, Agency and COMP systems, will cost approximately \$250,000 and divert valuable man hours from the MATRX project, increase foot traffic at the agencies as veterans go to obtain a duplicate license with the veteran

designation, and not serve an official purpose while veterans can obtain veteran identification cards from most counties;

A-3329 (Wisniewski/Giblin/DeAngelo) / S2184 (Van Drew/Greenstein), which authorizes a special Ancient Order of Hibernians license plate, has *passed the Assembly* and has been reported from committee in the Senate, and includes a series of amendments agreed to by October 2012 Agreement between MVC, the Assembly Transportation Committee and Governor's Counsel.

Implementation Update:

Person with a disability identification cards, placards and license plates - (P.L. 2012, c.3): This legislation was successfully implemented on August 1, 2013. New medical certification forms as well as both permanent and temporary placards were produced and are currently being issued. Currently, we are determining how we will measure how successful the legislation is in reducing fraudulent applications.

Chairman Martinez thanked Donald for the presentation.

Public Comments:

No members of the public sought to make a public comment.

Chair Martinez thanked the Board Members, staff and public for their participation today and noted that Board Meetings are an important means of assuring the public that MVC is working to be responsive to their needs.

Adjournment:

Since there were no further comments or business, a motion to adjourn was made by Director Weeks and seconded by Vice-Chairman Scaturro and unanimously adopted at 2:55 p.m.