

# ASSEMBLY, No. 3683

## STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED MARCH 13, 2018

**Sponsored by:**

**Assemblywoman CAROL A. MURPHY**

**District 7 (Burlington)**

**Assemblywoman ANGELA V. MCKNIGHT**

**District 31 (Hudson)**

**Assemblywoman PATRICIA EGAN JONES**

**District 5 (Camden and Gloucester)**

**Co-Sponsored by:**

**Assemblymen Barclay, Mazzeo, Armato, Assemblywoman Downey,**

**Assemblymen Peters, Benson, Assemblywoman Pinkin, Assemblymen**

**A.M.Bucco, Thomson and Holley**

**SYNOPSIS**

Authorizes parking privileges for certain healthcare workers who render care at patients' home residences.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 5/8/2018)**

1 AN ACT concerning parking and supplementing Title 39 of the  
2 Revised Statutes.

3

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

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7 1. a. As used in this act:

8 “Health or personal care services” means nursing and other home  
9 health care services rendered at a patient’s place of residence.

10 “Home care service agency” means a home health care agency  
11 licensed pursuant to P.L.1971, c.136 (C.26:2H-1 et seq.), a health  
12 care service firm registered pursuant to N.J.A.C.13:45B-14.1 et  
13 seq., or a Medicare-certified hospice program.

14 “Home care service employee” means a nurse, nurse aide,  
15 homemaker-home health aide, or personal care assistant licensed or  
16 certified pursuant to Title 45 of the Revised Statutes or a hospice  
17 care worker licensed pursuant to section 2 of P.L.1997, c.78  
18 (C.26:2H-80) who provides at home health or personal care  
19 services.

20 b. The Chief Administrator of the New Jersey Motor Vehicle  
21 Commission shall issue upon application parking placards to home  
22 care service agencies indicating that a motor vehicle is being  
23 operated by a home care service employee. The placards shall be  
24 distributed by the home care service agencies to their home care  
25 service employees who render health or personal care services. A  
26 home care service agency applying for the placards shall submit to  
27 the commission a copy of the agency’s license or other credentials  
28 issued by the Department of Health or Division of Consumer  
29 Affairs in the Department of Law and Public Safety. The  
30 commission shall take action within 30 days of receiving the  
31 application.

32 c. The placard shall be displayed on a motor vehicle operated  
33 by a home care service employee when rendering health or personal  
34 care services and while traveling to render health or personal care  
35 services. The placard shall entitle the employee:

36 (1) to park the motor vehicle in on-street areas that are generally  
37 reserved for municipal residents, municipal parking lots, and  
38 college and university parking lots;

39 (2) to park overnight in on-street areas that are generally  
40 reserved for municipal residents, municipal parking lots, and  
41 college and university parking lots when overnight parking is  
42 prohibited;

43 (3) to travel on roads which are designated by a municipality as  
44 being reserved for municipal residents during certain times when  
45 traffic volume is high; and

46 (4) to park overtime at metered parking when rendering health or  
47 personal care services.

1 d. A home care service agency shall be entitled to receive a  
2 parking placard for each home care service employee employed by  
3 the agency. The parking placards shall be valid for one year from  
4 the date of issuance and may be renewed indefinitely provided that  
5 the home care service agency continues to provide health or  
6 personal care services. The commission may impose on each home  
7 care service agency a one-time registration fee of \$50 or less for  
8 each parking placard issued. A home care service agency shall not  
9 be required to pay a fee when renewing the placards.

10 e. A parking placard shall display a unique identifying number  
11 that shall be recorded by the commission and maintained in a  
12 central registry. A home care service employee who receives a  
13 placard shall submit to the home care service agency a copy of the  
14 employee's driver's license. The home care service agency shall  
15 use the identifying numbers and employee driver's license numbers  
16 to maintain a record of placards assigned to the agency's home care  
17 service employees which shall be made available to the commission  
18 for inspection upon request.

19 f. A home care service employee shall return the placard to the  
20 home care service agency upon termination of employment as a  
21 home care service employee. A home care service agency shall  
22 report to the commission if an employee fails to return the placard  
23 upon termination of employment. A home care service employee  
24 who fails to return the placard within 30 days of termination of  
25 employment shall be fined \$100 by the commission.

26 g. A person who uses a placard to receive parking privileges  
27 established pursuant to this section other than when rendering  
28 health or personal care services at a patient's place of residence  
29 shall be subject to a \$100 fine.

30 h. The chief administrator shall notify the Attorney General,  
31 who shall, in turn, notify the appropriate law enforcement agencies  
32 of the placard established pursuant to this section.

33 i. The chief administrator may establish regulations necessary  
34 to effectuate the purposes of this act.

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36 2. This act shall take effect on the first day of the eighth month  
37 after enactment, except the chief administrator may take  
38 anticipatory administrative action in advance thereof as shall be  
39 necessary for the implementation of this act.

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#### STATEMENT

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44 This bill requires the Motor Vehicle Commission (MVC) to issue  
45 a placard to authorize parking privileges for home care service  
46 employees who render care at a patient's home. The placards  
47 would entitle the home care service employees to park their motor  
48 vehicles in on-street areas that are generally reserved for municipal

1 residents and in municipal parking lots and college and university  
2 parking lots. The home care service employees also would be  
3 entitled to park in these areas overnight. In addition, the permit  
4 would entitle the home care service employees to travel on roads  
5 which are designated by a municipality as being reserved for  
6 municipal residents during certain times when traffic volume is high  
7 and to park overtime at metered parking when rendering health or  
8 personal care services. The bill specifically applies to the following  
9 employees licensed or certified under Title 45 of the Revised  
10 Statutes: nurses, nurse aides, homemaker-home health aides, or  
11 personal care assistants, and hospice care workers licensed under  
12 Title 26 of the Revised Statutes.

13 Under the bill, the MVC would issue the placards to home care  
14 service agencies which would then distribute the placards to their  
15 employees who qualify as home care service employees. A home  
16 care service agency applying for the placards would be required to  
17 submit a copy of agency's license or other credentials issued by the  
18 Department of Health or Division of Consumer Affairs in the  
19 Department of Law and Public Safety. The bill requires the MVC  
20 to take action within 30 days of receiving a home care service  
21 agency's application.

22 The placard would be valid for one year, but would be renewable  
23 for as long as the home care service agency continues to render  
24 health or personal care services to patients in their private  
25 residences. The bill allows the MVC to establish a one-time  
26 registration fee of \$50 or less for each parking placard issued. A  
27 home care service agency would not be required to pay a fee when  
28 renewing the placards.

29 The bill requires the placards to display a unique identifying  
30 number which would be recorded by MVC and maintained in a  
31 central registry. A home care service employee who receives a  
32 placard would be required to submit to the home care service  
33 agency a copy of the employee's driver's license. The home care  
34 service agency would be required to use the identifying numbers on  
35 the placards and employee driver's license numbers to maintain a  
36 record of placards assigned to the agency's employees.

37 The bill also requires home care service employees to return the  
38 placard to the home care service agency upon termination of  
39 employment. A home care service employee who fails to return the  
40 placard within 30 days of termination of employment would be  
41 fined \$100 by the MVC. The bill establishes an additional \$100  
42 fine to be imposed on a home care service employee who  
43 improperly uses the placard.