

PUBLIC NOTICE

LAW AND PUBLIC SAFETY

OFFICE OF HIGHWAY TRAFFIC SAFETY

DRUNK DRIVING ENFORCEMENT FUND

Notice of Readoption

Readoption: N.J.A.C. 13:86

Authority: N.J.S.A. 27:5F-35, 39:4-50.8, 52:17B-4, and 52:17B-27; Reorganization Plan No. 004-1992

Authorized By: Office of Highway Traffic Safety, Gary Poedubicky, Acting Director

Effective Date:

New Expiration Date:

Take notice that pursuant to N.J.S.A. 52:14B-5.1c, N.J.A.C. 13:86 will expire on September 29, 2017. The Drunk Driving Enforcement Fund (DDEF) is established pursuant to N.J.S.A. 39:4-50.8. The rules at N.J.A.C. 13:86 establish the administration of the DDEF and set forth the requirements for grant awards from the Fund. The Office of Highway Traffic Safety has reviewed the rules and has determined them to be necessary, reasonable, and proper for the purpose for which they were originally promulgated, as required by Executive Order No. 66 (1978).

The DDEF statute provides, that, upon conviction for violation of the State's drunk driving statute, N.J.S.A. 39:4-50, or for violation of the State's chemical breath test statute, N.J.S.A. 39:4-50.4a, the court collects a \$100.00 surcharge from the defendant and forwards it to the New Jersey Motor Vehicle Commission. Ninety-five dollars of the \$100.00 surcharge is

deposited into the DDEF and the remaining \$5.00 is used for administrative purposes.

Additionally, two-thirds of the monies deposited into the Alcohol Education, Rehabilitation and Enforcement Fund in the Department of Health, N.J.S.A. 26:2B-32, for enforcement purposes, is deposited into the DDEF in two yearly installments. Therefore, pursuant to N.J.S.A. 27:5F-35 and in accordance with N.J.S.A. 52:14B-5.1c(1), these rules are readopted without amendments and shall continue in effect for a seven year period.