

SEPTEMBER 29, 1952.

HON. WILLIAM J. DEARDEN,  
*Director of Motor Vehicles,*  
State House, Trenton, N. J.

## FORMAL OPINION—1952. No. 29.

DEAR MR. DEARDEN:

I have your request for a formal opinion in which you ask to be advised whether under section 3 of chapter 174, P. L. 1952, known as the "unsatisfied claim and judgment fund law," a dealer can be considered a person registering a motor vehicle and should, therefore, be required to pay \$1.00 for each set of plates issued, if the dealer is insured and \$3.00 for each set of plates issued if the dealer is uninsured.

The answer to this question is, Yes.

R. S. 39:3-18, as amended, provides in part:

"A bona fide dealer in motor vehicles, motor-drawn vehicles or motorcycles doing business in this State and having a license to do business as such issued by the director may, with regard to motor or motor-drawn vehicles or cycles owned by him, obtain general registration and registration plates therefor \* \* \*"

Section 3, of chapter 174, P. L. 1952 provides in part as follows:

"a. Every person registering an uninsured motor vehicle in this State for the yearly period commencing April 1, 1954, shall pay at the time of registering the same, in addition to any other fee prescribed by any other law, a fee of \$3.00;

"b. Every other person registering a motor vehicle in this State for the yearly period commencing April 1, 1954, shall pay at the time of registering the same, in addition to any other fees prescribed by any other law, a fee of \$1.00;"

There being no exception in chapter 174, P. L. 1952 with respect to the persons to whom this law applies, it, therefore, follows that a dealer must make the payments required in the same manner as any other person registering a motor vehicle.

Yours very truly,

THEODORE D. PARSONS,  
*Attorney General.*

By: JOHN J. KITCHEN,  
*Deputy Attorney General.*

jjk:n