

[CORRECTED COPY]
CHAPTER 95

AN ACT concerning municipal prosecutors and supplementing Title 2B of the New Jersey Statutes.

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

C.2B:25-5.1 Municipal prosecutors, review of motor vehicle abstracts of DWI offenders; transmission to judge.

1. Whenever a person is charged with a violation of R.S.39:4-50 or section 2 of P.L.1981, c.512 (C.39:4-50.4a), a municipal prosecutor shall contact the New Jersey Motor Vehicle Commission by electronic or other means, for the purpose of obtaining an abstract of the person's driving record. In every such case, the prosecutor shall:

a. Determine, on the basis of the record, if the person shall be charged with enhanced penalties as a repeat offender; and

b. Transmit the abstract to the appropriate municipal court judge prior to the imposition of sentence.

2. This act shall take effect on the first day of the third month after enactment.

Approved July 9, 2004.