

CHAPTER 185

AN ACT concerning municipal prosecutors and amending P.L.2004, c.95.

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

1. Section 1 of P.L.2004, c.95 (C.2B:25-5.1) is amended to read as follows:

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

1. Whenever a person is charged with a violation of R.S.39:3-40, R.S.39:4-50, section 2 of P.L.1981, c.512 (C.39:4-50.4a) or R.S.39:4-129, 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 immediately.

Approved December 30, 2004.