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

1. Section 1 of P.L.2009, c.5 (C.39:4-92.2) is amended to read as follows:

a. The operator of a motor vehicle approaching a stationary authorized emergency vehicle as defined in R.S.39:1-1 that is displaying a flashing, blinking[1] or alternating red or blue light[2] or any configuration of lights containing one of these colors, shall approach the authorized emergency vehicle with due caution and shall, absent any other direction by a law enforcement officer, proceed as follows:

(1) Make a lane change into a lane not adjacent to the authorized emergency vehicle if possible in the existing safety and traffic conditions; or

(2) If a lane change pursuant to paragraph (1) of subsection a. of this section would be impossible, prohibited by law or unsafe, reduce the speed of the motor vehicle to a reasonable and proper speed for the existing road and traffic conditions, which speed shall be less than the posted speed limit, and be prepared to stop.

b. The operator of a motor vehicle approaching a stationary tow truck as defined in section 1 of P.L.1999, c.396 (C.39:3-84.6) that is displaying a flashing amber light, a stationary highway maintenance or emergency service vehicle that is operated by the State, an authority[1] or a county or municipality and displaying flashing yellow, amber, or red lights, or a stationary sanitation vehicle displaying a flashing amber warning light pursuant to section 1 of P.L.2011, c.3 (C.39:3-54.27) shall approach the vehicle with due caution and shall, absent any other direction by a law enforcement officer, proceed as follows:

(1) Make a lane change into a lane not adjacent to the tow truck, highway maintenance or emergency service vehicle, or sanitation vehicle if possible in the existing safety and traffic conditions; or

(2) If a lane change under paragraph (1) of subsection b. of this section would be impossible, prohibited by law or unsafe, reduce the speed of the motor vehicle to a reasonable and proper speed for the
existing road and traffic conditions, which speed shall be less than the
posted speed limit, and be prepared to stop.

c. A [violation of] person who violates this section shall be
[punished by a fine of] fined not less than $100 and not more than
$500 2[and] .

In addition to the fine imposed pursuant to this subsection, a
person convicted of three or more offenses under this section that
occur within a 12-month period shall be assessed two motor vehicle
penalty points pursuant to section 1 of P.L.1982, c.43 (C.39:5-30.5).

2 A motor vehicle operator shall not be assessed motor vehicle
penalty points unless the stationary vehicle is displaying flashing,
blinking, or alternating lights in accordance with this section at the
time of the third or subsequent violation 2 .

(cf: P.L.2017, c.43, s.2)

12. The Chief Administrator of the New Jersey Motor Vehicle
Commission shall establish a public
awareness campaign to inform the general public concerning:

(1) the importance of motor vehicle operators reducing the speed
of their vehicles and changing lanes when approaching an authorized
emergency vehicle; tow truck; or highway maintenance, emergency
service, or sanitation vehicle that is displaying flashing, blinking, or
alternating emergency lights as required pursuant to section 1 of
P.L.2009, c.5 (C.39:4-92.2);

(2) the risks associated with the failure of a motor vehicle operator
to comply with the provisions of section 1 of P.L.2009, c.5 (C.39:4-92.2); and

(3) the penalties and fines that are imposed on a motor vehicle
operator who violates section 1 of P.L.2009, c.5 (C.39:4-92.2). 1

1[2.] 3. 1 This act shall take effect [immediately] on the first
day of the eighth month next following the date of enactment 2 .

Imposes motor vehicle penalty points for certain violations of
“move over law”; establishes public awareness campaign;
designated as “Slow Down or Move Over, It’s the Law Act.”