

# NEW JERSEY POLICE TRAFFIC OFFICERS' ASSOCIATION



**October 2020 NEWSLETTER**

**Volume XLVI Issue V**

*The only statewide association of its kind in the entire United States  
Dedicated to the memory of Anthony "Tony" Parenti*

**Nick Schock - President  
Mike Boffa - Vice President**

**Rich Maxwell - Executive Director / Editor  
Mark Wilson - Operations Secretary**

**NJPTOA Business office - PO Box 664, Voorhees, NJ 08043 (856) 220-1433**

[www.njptoa.org](http://www.njptoa.org)

[traffic@njptoa.org](mailto:traffic@njptoa.org)

## President's Message

I hope everyone is continuing to remain safe and healthy as fall begins. The association has been hard at work behind the scenes on several projects. We have been working with the Division of Highway Safety on the possible formation of an Impaired Driving Taskforce. We have also been working with Kean University on the NJ Driver Education Assessment. October 18-24 is National School Bus Safety week, as well as National Teen Driver Safety Week.

Our regular business meetings will continue to take place via Zoom on the first Wednesday of the month at 1000 hours. The meeting link will be sent out via email the week of the meeting. Our in-person meetings often featured a guest speaker or vendor. Since we will be meeting virtually for the foreseeable future, if anyone has ideas for speakers or presentations, please reach out to Rich or me. Presentations should be no longer than 15 minutes or so.

Thanks. Stay safe.  
Nick

## Association News

### Monthly Business Meeting      Zoom Online

The October meeting was held on Wednesday, October 7, 2020. We had 51 in attendance on the zoom platform.

The next regularly scheduled meeting is on Wednesday, November 4, 2020, at 10:00 am.

An invitation to the Zoom meetings will be emailed out the Monday before the meeting. If you do not receive an invitation email for the meeting, reach out to President Schock or Executive Director Maxwell for the link.

### [WWW.NJPTOA.ORG](http://WWW.NJPTOA.ORG) & [COVID-19](https://www.covid-19.com)

Visit our association's website regularly for updated information and Law Enforcement resources dealing with the COVID-19 outbreak. There is a page containing all of the Governor's Executive Orders, OEM Administrative Orders, MVC Orders & NJ AG Directives related to the outbreak. [www.njptoa.com](http://www.njptoa.com). Please Stay Safe & Healthy out there!

Blast from Past	2
Quick Points	3
NJ DHTS	5
NJSP	8
NJMVC	9
NHTSA	12
FBI	18
NJAG	22
NJ COURTS	29
NJDOT	26
FHWA	27
DOT OIG	28
FMCSA	29
VOLPE	30
FRA	31
LIFESAVERS	32
NJT	33
NJDF&W	34
NTSB	35
FAA ICE	36
DEA DOJ	37
DVPDC	38
Work Zone / TIM	39
Autonomous Veh	40
Miscellaneous	41
Legal Up-Date	43
In The News	44
Training	45
Patch of the month	54
Quote of the month	54
Appendix	56

IN THIS ISSUE

IN THIS ISSUE

## Dues Notice for 2020

Just in case you are one of those agencies that have not yet paid the annual association membership dues for 2020, they were due before June 30. A copy of the dues invoice is in the Appendix of this newsletter. The New Jersey Division of Highway Traffic Safety has authorized the use of Drunk Driving Enforcement Funds to pay for NJPTOA dues.

## A Blast from the Past

From the Scotch Plains-Fanwood Times, September 25, 1986

### Chief Parenti cited for making New Jersey the Safest State



Fanwood Police Chief Anthony J. Parenti was presented with a plaque by the New Jersey Office of Highway Safety for his role in helping make New Jersey a SAFE state. Mr. William Taylor, the manager of the Office of Highway Safety presented the plaque at a meeting of the New Jersey Police Traffic Officers Association of which Chief Parenti is President. In accepting the award, Chief Parenti thanked Mr. Taylor and the members of the Traffic Officers Association. "Without their dedicated commitment to saving lives in New Jersey, this award would not be been possible," Parenti said.

The plaque is inscribed, "Presented to Chief Anthony J. Parenti, President, New Jersey Police Traffic Officers Association, in appreciation for assistance in making New Jersey the Safest State. Two New Jersey license plates are mounted on the plaque with the letters SAFE 1-3 and SAFE 1-4. Mr. Taylor said that the Governor has SAFE 1-1 and SAFE 1-2.



## Quick Points of Interest



The Brain Injury Alliance is offering virtual safety presentations in schools for students of all ages. They are also continuing to work with high schools across the state. For more information or if you want to involve your local High School, email Wendy Berk Vice President of Development and Communications, at [wberk@bianj.org](mailto:wberk@bianj.org).

The Alliance continues to share ped/bike safety social media posts each week. Email Wendy if you want to receive the prepared posts to share on your social media. The Alliance thanks our members for all you do!  
<https://bianj.org/>

## National School Bus Safety Week – October 19 to 23, 2020



Held during the third full week of October each year, National School Bus Safety Week is an active and evolving public education program and an excellent way for parents, students, teachers, motorists, school bus operators, school administrators, and other interested parties - to join forces and address the importance of school bus safety. Designed to promote school bus safety, school districts throughout the country observe School Bus Safety Week.

2020 National School Bus Safety Week: October 19-23, 2020, the theme is "Red Lights Mean STOP!"

The theme of National School Bus Safety Week is derived from the Poster Contest held in 2019. The winning poster, depicted below, was drawn by Bryan Torres-Tavarez, a 12th Grader at Stars Academy in Paterson, NJ.

[Click here for more information about this years program or the 2021 contest](#)



## Governor Murphy Signs Executive Order Directing State Agencies to Implement Youth Bias Task Force Report Recommendations

10/13/2020 – Governor Murphy signed Executive Order No. 188, directing the Office of the Attorney General, including the Department of Law & Public Safety’s Division on Civil Rights, Division of Criminal Justice, Division of State Police, and Juvenile Justice Commission, as well as the Department of Children & Families, the Department of Education, the Office of Homeland Security & Preparedness; and the Office of the Secretary of Higher Education, to implement the recommendations of the Interagency Task Force to Combat Youth Bias that do not require legislation. The task force established by Governor Murphy on August 7, 2019, through Executive Order No. 78, released its report on Friday, October 9, 2020.

For a copy of Executive Order No. 188, please click [here](#).

## October 13<sup>th</sup> - Updated Quarantine Advisory Issued for Individuals Traveling to New Jersey Now at 38 States and Territories

*38 States and Territories Include Alabama, Alaska, Arkansas, Colorado, Delaware, Florida, Georgia, Guam, Iowa, Idaho, Indiana, Illinois, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Missouri, Mississippi, Montana, North Carolina, North Dakota, Nebraska, New Mexico, Nevada, Ohio, Oklahoma, Puerto Rico, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Utah, Virginia, Wisconsin, West Virginia, and Wyoming*



**TRAVEL ADVISORY**

Travelers from states with significant spread of COVID-19 should **voluntarily quarantine for 14 days**. Take the travel survey to learn whether you need to self-quarantine:

**SCAN** THE QR CODE ----->  
**VISIT** [covid19.nj.gov/njtravel](https://covid19.nj.gov/njtravel)  
**TEXT** NJTRAVEL to 898211

Governor Murphy advised individuals traveling to New Jersey from states or territories with significant community spread of COVID-19 to quarantine for 14 days from the time of the last contact within the identified state or territory. The updated advisory includes the addition of Ohio, Michigan, and Virginia, bringing the total to 38 states and territories. The travel advisory applies to any person arriving from a state or territory with a positive test rate higher than 10 per 100,000 residents or a state with a 10 percent or higher positivity rate over a 7-day rolling average.

Travelers and those residents who are returning from impacted states should self-quarantine at their home, hotel, or other temporary lodging. Individuals should leave the place of self-quarantine only to seek medical care/treatment or to obtain food and other essential items.

The list of states will be updated on a rolling basis and is accessible [by clicking here](#).



**ADD YOUR PHONE TO THE COVID FIGHT**

DOWNLOAD THE COVID ALERT NJ APP  
[covid19.nj.gov/app](https://covid19.nj.gov/app)

**Download New Jersey's FREE COVID Alert NJ exposure notification app. Help protect yourself and your family while ensuring your privacy.**

With COVID Alert you can do 3 things to help fight COVID-19:

- Exposure Alert: Receive alerts while protecting your privacy.
- COVID Check-In: Check your symptoms every day.
- Updates: Keep up to date on the fight against COVID-19 in NJ.

## Updates from the New Jersey Division of Highway Traffic Safety

140 East Front Street, 7th Floor  
Trenton, NJ 08625-0048

Main number - 800-422-3750 or 609-633-9300

Website [www.njsaferoads.com](http://www.njsaferoads.com)



### **DHTS Regional Supervisors**

**North** – Bergen, Essex, Hudson, Morris, Passaic, Sussex, Warren  
Bob Gaydosh: 609-376-9706 or [robert.gaydosh@njoag.gov](mailto:robert.gaydosh@njoag.gov)

**Central** - Hunterdon, Mercer, Middlesex, Monmouth, Ocean, Somerset, Union  
Ed O'Connor: 609-376-9708 or [edward.o'connor@njoag.gov](mailto:edward.o'connor@njoag.gov)

**South** - Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, Salem  
Ray Reeve: 609-376-9713 or [raymond.reeve@njoag.gov](mailto:raymond.reeve@njoag.gov)



## **A few Words from the Director – Eric Heitmann**

Here at the Division of Highway Traffic Safety, our mission is the safe passage of ALL roadway users in New Jersey – motorists, pedestrians, and bicyclists alike.

During October's Pedestrian Safety Month, we focus on some of the most vulnerable people who use our roadways – children walking and biking to school on National Walk and Bike to School Day (10/7), students utilizing school buses during National School Bus Safety Week (10/19-10/23), newly licensed teen drivers during National Teen Driver Safety Week (10/18-10/24), and pedestrians during Put the Brakes on Fatalities Day (10/10) and Halloween (10/31).

While the Division strives every day to increase safety and reduce fatalities through our grant work, our partnerships with state and local police departments, and our state and federal traffic safety partners, we need YOUR help to realize our mission of zero fatalities on New Jersey's roadways.

New Jersey has some of the most stringent new driver laws to ensure safety for our young drivers. Teen and parents should obey all of the rules laid out by the Graduated Driver's License (GDL) program and Kyleigh's Law as you get used to driving on New Jersey's roadways. They're there to protect you! For more information on our GDL program and Kyleigh's Law, check out <http://www.njsaferoads.com/sticktoit/> and hashtag #StickToIt.

As always, please follow along with the New Jersey Division of Highway Traffic Safety social media pages throughout the month of October for social media campaigns during the National.

I also invite you to follow along with the NJ DHTS on social media to participate in **Pedestrian Safety Month:**

**Facebook** - @NewJerseyDivisionofHighwayTrafficSafety

**Twitter** - @NJTrafficSafety

**Instagram**- @NJTrafficSafety

For a wealth of information on a wide array of traffic safety topics, please visit the Division's frequently updated web site at [www.NJSafeRoads.com](http://www.NJSafeRoads.com).

I invite everyone to contact our office via phone (609) 633-9300 or email [HTSWebInfo@njoag.gov](mailto:HTSWebInfo@njoag.gov) with questions, comments, or suggestions. We are listening, and we are here to ensure that everyone gets where they are going and gets back to their loved ones SAFELY. With your help, we are well on the way to achieving our goal of zero fatalities.



## How are Your Agency's DWI Conviction Statistics?

### How Can We Help to Improve Them?

*Below is an expert of an article written by Chief Chris Wagner (ret) for the NJSACOP*

Over the past ten years, New Jersey has seen a 30% decrease in arrests for Driving While Intoxicated. Although that number could be a result of a reduction in the occurrences of DWI due to enforcement, it could also be a result of any number of factors. What is more concerning about NJ's DWI arrest statistics is that, despite a 30% reduction in arrests, we have seen a 25% INCREASE in dismissals in court over the same 10-year period. What is causing that spike in numbers? At the NJ Division of Highway Traffic Safety (NJDHTS), we want to know but need your help. As a Traffic Safety Officer and Chief of Police, we hope you might want to look into your agency's statistics to see if there is any cause for concern along with a potential remedy.

When we began investigating these statistics earlier this year, we learned that some DWI cases are dismissed because the defendant died before appearing in court. Some were dismissed because the defendant utilized a false identification, and the true identity of the defendant could not be determined. Many cases, we learned, were dismissed because of a "Lack of Prosecution." What exactly does that mean? Did the court take too long to bring the case to trial, was there a discovery issue, did an officer fail to appear in court when subpoenaed? If you have not ever taken a look at your DWI court stats, you would not know about these dismissals.

Concern over a dismissal may cause you to have a conversation with your records personnel, prosecutor, and judge about timely prosecutions, or with that officer who "forgot" about his subpoena. When you examine the reasons for dismissals, you will likely also find cases where the defendant was found "Not Guilty."

Take a closer look at why that happened and if it was preventable? Did the police officer not write a comprehensive report, was his/her Field Sobriety Tests not demonstrated properly, could the officer have done a better job utilizing their in-car or body-worn camera to record the driver's actions and behaviors, was the Alcotest Instrument not operated properly? These are the reasons and concerns that the NJDHTS would like to know about to see where we might be of assistance.

NJDHTS has recently begun to closely examine crash data to be more strategic with the disbursement of funds for specific issues. We are looking at serious injury and fatal crash statistics to determine where its best to provide funding for programs relating to the enforcement of distracted driving, occupant protection, and DWI. Where the division is seeing the highest incidents of injuries and fatalities, police agencies are more likely than ever before to receive grant funding to address the traffic safety issues.

In the matter of the reduction of DWI arrests and the increase in DWI Dismissals, the NJDHTS can direct funding towards training and programs to combat these problems. We will continue offering classes for SFST and ARIDE to officers as well as refresher classes where needed. Over the past few years, the NJSP has doubled and tripled the offerings of these classes. If officers would benefit from a Report Writing and Courtroom Testimony Course to more effectively tell the story of their observations from the roadside, NJDHTS can work on the development of a course with our training partners.

If you are interested in taking a closer look at your agency's DWI Statistics in court, they can be accessed through the NJ Administrative Office of the Courts Automated Traffic System (ATS). All you need to do is have anyone with ATS log-on permission search 39:4-50 and then utilize the following disposition codes.

- |                                                       |                                                                  |
|-------------------------------------------------------|------------------------------------------------------------------|
| 1 – Guilty                                            | 9 – No Bill                                                      |
| 2 – Not Guilty                                        | D – Dismissed – Prosecutorial Discretion                         |
| 3 – Dismissed – Other                                 | P – Dismissed – Plea Agreement                                   |
| 4 – Guilty but Merged                                 | S – Disposed of at Superior Court (contact them for disposition) |
| 5 – Dismissed – Rule                                  | F – Disposed of at Family Court (contact them for disposition)   |
| 6 – Dismissed – Lack of Prosecution                   | M – Disposed of through Mediation                                |
| 7 – Dismissed – Prosecutor's Motion/Request of Victim | W – Dismissed – False ID                                         |
| 8 – Dismissed – Conditional Discharge                 |                                                                  |

With the seemingly eventual legalization of marijuana for recreational use in NJ, we are going to see increases in incidents of Driving Under the Influence of Marijuana, so it's important to examine our current court dispositions and address any red flags before we become inundated with new cases that may be more difficult to successfully prosecute.

Crash statistics tell one story to help us decide where to disburse funds. The statistic relating to the decrease in DWI arrests and an increase in dismissals in courts can tell us another. We would like to know some of the reasons your specific agency has seen these increases and decreases. You can contact me via email at [cwagner@njsacop.org](mailto:cwagner@njsacop.org) with any questions, comments, and concerns you might have after examining your agency's court dispositions of DWI Offenses.

*Chief Christopher Wagner (Retired)  
Director of Public Affairs  
Law Enforcement Liaison to NJ Division of Highway Traffic Safety  
NJ State Association of Chiefs of Police*

## **NJDHTS Crash Analysis Tool**

**Three modules: Crash Query, Network Screening - Segments, and Sliding Window Analysis.**

The Crash Analysis Tool is a powerful analysis tool designed to allow engineers, planners, designers, and executives to perform analysis, reporting, and crash data review in one streamlined, easy to use platform. The tool allows the merging of multiple data sets, including crash data, roadway data, and various safety layers for a seamless experience, referencing data from various sources and using it to make data-driven decisions regarding roadway safety. The tool includes the ability to identify crash patterns quickly, drill down within the data and analyze segments at varying levels

For more information or to inquire about training, contact:

Joseph Weiss  
Transportation Safety Analyst  
Cell: (908) 230 4482  
[Joseph.Weiss@njoag.gov](mailto:Joseph.Weiss@njoag.gov)



## Updates from the New Jersey State Police



### Division of NJ State Police Top 12 Most Wanted Fugitives

Click the below link to see who is on the NJ State Police's Most Wanted List:

<https://www.njsp.org/wanted/index.shtml>



### Fatal Accident Investigation Unit

[Click here for more details from the NJSP Fatal Accident Unit](#)

Below is the statewide fatal crash data as of 10:00 am, October 1, 2020

<i>Fatal Crashes</i>			<i>Fatalities</i>	
2020	388		2020	411
2019	392		2019	417
2018	378		2018	404

Difference in Fatalities from 2019 to 2020 = decrease of 6  
Percentage of change between 2019 and 2020 = - 1.4%

Difference in Fatalities from 2018 to 2019 = decline of 13  
Percentage of change between 2018 and 2019 = 3.2%

If you ever have a question about a fatal crash or want to update information about one, feel free to contact the NJSP Fatal Accident Unit at (609) 882-2000 Ext. 2038





# Updates from the New Jersey Motor Vehicle Commission

Copies of Motor Vehicle Advisories listed below can be found in the appendix



## MVC Vehicle Registration Cards Get a New Look Motor Vehicle Advisory 2020 -10

The New Jersey Motor Vehicle Commission announced that effective September 2020, new registration cards issued by the MVC will feature a blue header and updated logo.

No other features on the registration card have been changed. The new cards will feature the same vehicle and driver information as previous registration cards.

Registration cards with red headers and the previous MVC logo will remain valid through their expiration dates. The header color or logo on the registration card does not affect the validity of the card.

Below is a sample image that shows the new blue registration card; it is also in the appendix of this newsletter in Advisory2020-10.

DEAR REGISTERED OWNER:  
HERE IS YOUR NEW REGISTRATION. WE APPRECIATE THE OPPORTUNITY TO SERVE. YOU

R112134760

B. Sue Fulton, Chief Administrator

MVC SAMPLE  
111 MVC LANE  
TRENTON NJ 08666



## MVC Extends Expiration Dates for Disabled Veteran or Purple Heart Recipient Placards

### Motor Vehicle Advisory 2020 -12

Any valid Disabled Veteran or Purple Heart Recipient placard issued by the MVC that expired on or after March 31, 2020, shall expire 90 days after the expiration of the COVID19 Public Health Emergency.

## NJ Drivers Can Now Upgrade Probationary Licenses Online

Starting October 9<sup>th</sup>, New Jersey drivers who have successfully completed one year of unsupervised driving on their probationary license can upgrade to a basic license online at [NJMVC.gov](http://NJMVC.gov), the has announced.

## Extensions Announced for HAZMAT Endorsements

### Motor Vehicle Advisory 2020 -11

The New Jersey Motor Vehicle Commission announced the expiration dates for all valid Hazardous Material (HAZMAT) endorsements have been extended again.

- HAZMAT endorsements due for renewal between April 1, 2020, and June 30, 2020, are extended for 180 days.
- HAZMAT endorsements due for renewal between July 1, 2020, and October 29, 2020, are extended to December 31, 2020.
- HAZMAT endorsements that expired prior to March 1, 2020, are not extended.

All HAZMAT endorsement holders eligible for this extension must hold a valid CDL and initiate the process to renew their security threat assessment no later than 60 days before the extended HAZMAT endorsement expiration date.

The HAZMAT extensions have been authorized by the Transportation Safety Administration (TSA) and follow expiration date extensions announced by the MVC for commercial driver licenses (CDLs), commercial learner permits (CLPs), and medical certifications for valid CDL and CLP holders.

## MVC Extends Expiration Dates for Commercial Driver Licenses & Permits

### Motor Vehicle Advisory 2020 -09

The New Jersey Motor Vehicle Commission announced the expiration dates for all valid New Jersey commercial driver licenses (CDLs) and commercial learner permits (CLPs) that expired on or after March 1, 2020, have been extended to December 31, 2020.

Medical certifications that expired on or after March 1, 2020, but before June 1, 2020, have been extended until October 31, 2020. Medical certificates that expired on or after June 1, 2020, have been extended to December 31, 2020.

Customers are advised that CDLs, CLPs, and medical certifications that expired prior to March 1, 2020, are not extended. Medical certificates issued for less than 90 days are not extended, either.

The MVC also has waived the requirement for CLP holders to wait 14 days to take the CDL skills test. The waiver is in effect until December 31, 2020.

The extensions announced by the MVC follow a recent waiver from the Federal Motor Carrier Safety Administration (FMCSA), which granted similar extensions to drivers with expired CDLs, CLPs, and medical certifications.

## MVC Forms Now Available at NJMVC.gov

The New Jersey Motor Vehicle Commission announced that it has placed most of its standard forms online, allowing customers to fill them out directly from their electronic devices prior to their MVC visit. The change means customers will no longer have to wait until they get to an MVC Licensing or Vehicle Center to collect and complete forms for everything from learner permit and driver license applications to disabled veteran placards.

## Various NJMVC Centers Closed Due to Employees Testing Positive for COVID-19

The New Jersey Motor Vehicle Commission has announced that the Eatontown Licensing/Regional Center will be closed until Saturday, October 24<sup>th</sup>, due to an employee testing positive for COVID-19. Eatontown Road Test Operations are in a separate facility and will remain open for appointments.

Eatontown Inspection Station will be closed on Tuesday, October 13<sup>th</sup>, but will reopen for normal operations on Wednesday, October 14<sup>th</sup>.

The employee who tested positive was last in the Eatontown Licensing/Regional Center on Friday, October 9<sup>th</sup>.

The Paterson Licensing Center, Newark Regional/Licensing Center, and North Bergen Licensing Center also are currently closed due to employees testing positive for COVID-19 at each location.

The Paterson and Newark Centers will reopen on Friday, October 16<sup>th</sup>. The North Bergen Center will reopen on Tuesday, October 20<sup>th</sup>.

The Springfield Vehicle Center will be closed until Friday, October 16<sup>th</sup>. The employee who tested positive was last in the Springfield Center on Thursday, October 1<sup>st</sup>.

The Delanco Licensing Center will be closed until Saturday, October 24<sup>th</sup>. The employee who tested positive was last in the Delanco Center on Friday, October 9<sup>th</sup>. Delanco Road Test Operations are in a separate facility and will remain open.





## Updates from the National Highway Traffic Safety Administration



US Department of  
Transportation  
**National Highway  
Traffic Safety  
Administration**

Follow NHTSA on [Facebook](#) and [Twitter](#) to keep up to date with the latest recalls and safety campaigns

### 2019 Fatality Data Show Continued Annual Decline in Traffic Deaths

Second Quarter 2020 Projections Show Reduced Overall Fatalities | Trends Toward Risky Driving Behaviors During Public Health Crisis Are Cause for Concern.

[Click here to read the press release](#)



### NHTSA Announces Major Improvements to Child Passenger Safety

The U.S. Department of Transportation's National Highway Traffic Safety Administration introduced a new crash test dummy and proposed new regulatory updates to improve the safety of child restraint systems. The announcement was made during Child Passenger Safety Week, September 20-26, 2020.

[Click here to read the press release](#)

### U.S. Transportation Secretary Elaine L. Chao Announces Launch of AV-TEST Online Tracking Tool

In September, the U.S. Department of Transportation launched a public online tool to improve the safety and testing transparency of automated driving systems. The new online tracking tool provides data on the on-road testing of automated driving systems in 17 cities across the country, expanding the information available to the public about these vehicles, including their on-road testing and safety performance.

The tool is part of the Automated Vehicle Transparency and Engagement for Safe Testing (AV-TEST) Initiative, announced in June by U.S. Transportation Secretary Elaine L. Chao. The National Highway Traffic Safety Administration is overseeing the AV-TEST Initiative.

The tool is available at [nhtsa.gov/avtest](https://nhtsa.gov/avtest).

This online, public-facing platform will allow participants to share testing activities related to automated driving systems and other safety-related information with the public. Online mapping tools may show testing locations at the local, state, and national levels and testing activity data, which may include dates, frequency, vehicle counts, and routes. Currently, the tool has data on on-road testing activities in 17 cities across the country, including Austin, Columbus (Ohio), Dallas, Denver, Jacksonville, Orlando, Phoenix, Pittsburgh, Salt Lake City, San Francisco, and Washington, D.C.

The AV-TEST Initiative's online tracking tool will soon be open to all stakeholders involved in the safe development and testing of automated driving system vehicles. At the state and local level, participants may include departments of motor vehicles, departments of transportation, highway safety offices, and city governments. At the automotive industry level, participants may include developers, manufacturers, suppliers, operators, and testers.

This initiative aligns with the Department's leadership on automated driving system vehicles, including [AV 4.0: Ensuring American Leadership in Automated Vehicle Technologies](#).

Owners may also contact the National Highway Traffic Safety Administration Vehicle Safety Hotline at 1-888-327-4236 (TTY 1-800-424-9153) or go to [www.safercar.gov](http://www.safercar.gov)

**NHTSA CAMPAIGN NUMBER: 20V512000**

**Manufacturer** - Chrysler (FCA US LLC)

**Components** - Back Over Prevention. Stealth Mode Disables Camera Display - The lack of a back-up camera display increases the risk of a crash.

**Models Affected** – 2018 to 2020 Dodge Charger Pursuit vehicles

**Potential Number of Units Affected** - 26,361

**Summary** - Chrysler is recalling certain 2018-2020 Dodge Charger Pursuit vehicles equipped with a "stealth mode." When stealth mode is selected, the backup camera rearview image will not display when the vehicle is in reverse. As such, these vehicles fail to comply with the requirements of Federal Motor Vehicle Safety Standard number 111, "Rearview Mirrors."

**Remedy** - Chrysler will notify owners, and dealers will update body control module software to disable stealth mode when the vehicle is shifted into "Reverse," free of charge. The recall is expected to begin on October 16, 2020. Owners may contact Chrysler customer service at 1-800-853-1403. Chrysler's number for this recall is W62.

**NHTSA CAMPAIGN NUMBER: 20V515000**

**Manufacturer** - General Motors LLC

**Components** – Steering

**Models** – 2014 to 2016 Chevrolet Caprice Police Pursuit vehicles

**Potential Number of Units Affected** - 95

**Summary** - General Motors LLC (GM) is recalling certain 2014-2016 Chevrolet Caprice Police Pursuit vehicles (PPV) that did not get a replacement steering gear under recalls 17V-265 or 16V-160. The connector between the electric power steering module and the torque sensor may fail, possibly resulting in a loss of electric power steering assist.

**Remedy** - GM will notify owners, and dealers will inspect the steering gear assembly, replacing any that are not of the approved part numbers, free of charge. The recall is expected to begin on October 12, 2020. Owners may contact Chevrolet customer service at 1-800-222-1020. GM's number for this recall is N202306620.



**Why is addressing your safety recall important?**

**25%** Recalls are prompted by significant safety concerns. Even so, **A QUARTER OF CARS** are never repaired.

That means potentially millions of vehicles with life-threatening safety defects are still on the road.

Visit [nhtsa.gov](http://nhtsa.gov) for more information.

## NHTSA Campaign Number: 20V575000

**Manufacturer** - Ford Motor Company

**Components** – VISIBILITY Distorted or Inoperative Rearview Camera/FMVSS 111

**Potential Number of Units Affected** - 620,246

**Summary** Ford Motor Company (Ford) is recalling certain 2020 Ford F-150, F-250, F-350, F-450, F-550, Explorer, Mustang, Transit, Expedition, Escape, Ranger and Edge, and Lincoln Nautilus and Corsair vehicles. Due to a poor electrical connection, the rearview camera may intermittently display a blank or distorted image. As such, these vehicles fail to comply with the requirements of Federal Motor Vehicle Safety Standard (FMVSS) number 111, "Rear Visibility."

**Remedy** Ford will notify owners, and dealers will replace the rearview camera, free of charge. The recall is expected to begin on November 7, 2020. Owners may contact Ford customer service at 1-866-436-7332. Ford's number for this recall is 20C19.

## How Can Law Enforcement Assist in Pedestrian and Bicyclist Safety?

"The Role of Law Enforcement in Supporting Pedestrian and Bicyclist Safety" An Idea Book, released by the U.S. National Highway Traffic Safety Administration.

<http://www.trb.org/main/blurbs/181126.aspx>

<https://rosap.nhtl.bts.gov/view/dot/49827>



### Pedestrian Safety Month - October 2020

NHTSA has designated October as Pedestrian Safety Month. Please consider engaging in concentrated safety messaging activity throughout October.

Whether it be in a parking lot, crosswalk, or on the road, everyone is a pedestrian. In 2016, there were 5,987 pedestrians killed in traffic crashes in the United States [a 9% increase from 2015], which equates to a death every 1.5 hours.

Pedestrian safety is crucial to know for both pedestrians and motor vehicle operators.

The resources here include a specific toolkit for Hispanic audiences, general pedestrian safety, and materials from a partnership with a popular children's show, Chuggington. [Click here to get NHTSA's campaign materials](#)

[U.S. Department of Transportation Designates October as National Pedestrian Safety Month](#)







## National Teen Driver Safety Week October 18-24, 2020

This week - and every week, parents should have conversations with their teens about the important rules they need to follow to stay safe behind the wheel of a motor vehicle.

These rules address the greatest dangers for teen drivers:

- distracted driving (texting while driving)
- impaired driving (alcohol and drugs)
- inconsistent or no seat belt use
- number of passengers
- speeding

Even if you think they aren't listening, they are. So, remember, set the rules before they hit the road.

» [Click here and get your campaign materials now.](#)



## Stop. Trains Can't. - Railroad Crossing Safety Campaign October 5 - November 8, 2020

The National Highway Traffic Safety Administration, in coordination with the Federal Railroad Administration ([FRA](#)) and the Federal Transit Administration ([FTA](#)), is launching the 2020 national rail grade crossing safety campaign to increase public awareness about the dangers around railroad tracks in hopes to reduce fatalities at rail grade crossings.

Motor vehicle crashes at rail grade crossings are avoidable. This campaign is a focused effort to reverse the uptick in rail grade crossing fatalities. [Click here for up-to-date campaign materials.](#)

[Click here to go to NJ Highway Safety's webpage for railroad-safety-tips](#)





## Halloween Buzzed Driving Is Drunk Driving. Saturday, October 31, 2020

This Halloween, let's make happy memories, not tragic nightmares. The only thing scarier than zombies and witches loose on the streets is a drunk driver. This year, NHTSA is teaming up with local officials to help spread the message that **Buzzed Driving Is Drunk Driving**. Even one alcoholic beverage could be one too many for some drivers. So, if you plan to drive, plan to refrain from alcohol. If you plan to enjoy some witch's brew, be sure to arrange a sober ride home in advance. Stay safe on Halloween night and every night.

<https://www.trafficsafetymarketing.gov/get-materials/drunk-driving/buzzed-driving-drunk-driving/halloween>



## National Seat Belt Enforcement Mobilization – November 9-29, 2020

Seat belts have been proven to be one of the best ways to save your life in a crash. Yet many still don't buckle up. Worse still, not wearing a seat belt is a habit that will pass on to impressionable youth who, in turn, will think it is safe not to buckle up. The *Click It or Ticket* campaign focuses on safety education, strong laws, and law enforcement support to save lives.

Dates to Remember:

- Nov 9-29, 2020 (paid media)
- Nov 16-29, 2020 (enforcement mobilization)

This mobilization was created to crack down on violators 24-7. Still, a strong enforcement effort is urged between the nighttime hours of 6 p.m. and 5:59 a.m. due to the significant number of violators and fatal crashes during this time.

Click on the following links for more information:

- » [PEAK materials](#)
- » [Mobilization campaign materials](#) (including the 2020 CIOT Social Media Playbook)





## Thanksgiving Holiday Weekend November 25-29, 2020

Each year, the Thanksgiving holiday results in millions of travelers on the road, en route to and from their holiday destination. With your help, NHTSA wants to ensure drivers and their passengers are safe during this particular time of year.

During the Thanksgiving holiday weekend in 2018, there were 291 fatalities in traffic crashes across the nation.

[Click here for your campaign materials.](#)



## 2020 Holiday Season National Enforcement Mobilization December 16, 2020 - January 1, 2021

The Holiday Season is known for being merry and bright, but it's also known for being the deadliest season for impaired driving. Every holiday season, lives are lost due to drunk drivers.

**Paid Media:** December 16, 2020 - January 1, 2021

**Mobilization:** December 18, 2020 - January 1, 2021

Drug-impaired driving is also a problem on America's highways. Like drunk driving, **drugged driving is impaired driving**, which means that it is dangerous and illegal. Whether the drug is legally or illegally obtained, driving while drug-impaired poses a threat to the driver, the vehicle passengers, and other road users.

**IF YOU FEEL DIFFERENT  
YOU DRIVE DIFFERENT  
DRIVE HIGH GET A DUI**

Use these marketing tools to fit your local needs and objectives while, at the same time, partnering with State and other traffic safety advocates:

- » [Drive Sober or Get Pulled Over](#)
- » [Drive High - Get a DUI](#)







## **Updates from the Federal Bureau of Investigation**

The latest edition of the [FBI Law Enforcement Bulletin](#) is now available online.

### **Ten Most Wanted Fugitives**

The official FBI Ten Most Wanted Fugitives list is maintained on the FBI website. This information may be copied and distributed. However, any unauthorized alteration of any portion of the FBI's Ten Most Wanted Fugitives posters is a violation of federal law

[Click here to go to the FBI's Ten Most Wanted website](#)

### **District of New Jersey Announces Charges in Health Care Fraud Cases as Part of Nationwide Federal Law Enforcement Effort**

Sept. 30, 2020 - Six individuals have been charged in New Jersey for their roles in a massive nationwide prescription medication and durable medical equipment telemedicine scheme. Three others admitted their roles in three other health care fraud cases. The announcements are part of a federal law enforcement effort to crack down on health care fraud nationwide.

[Click here for more](#)

### **FBI and NCSC Release New Movie to Increase Awareness of Foreign Intelligence Threats on Professional Networking Sites and Other Social Media Platforms**

The FBI and the National Counterintelligence and Security Center released a film to increase awareness of how foreign intelligence entities use fake profiles and other forms of deception on social media platforms to target individuals in government, business, and academic communities for recruitment and information gathering.

[Click here for more](#)

### **FBI Seeking Individual Who May Have Information Regarding the Identity of a Child Sexual Assault Victim**

Sept. 30, 2020 - The FBI is seeking the public's assistance with obtaining identifying information regarding an unknown male who may have critical information pertaining to the identity of a child victim in an ongoing sexual exploitation investigation. Photographs and an informational poster depicting the unknown individual, known only as John Doe 42, are being disseminated to the public and can be [found online](#).

[Click here for more](#)

### **FBI Report on Crime Shows Decline in Violent Crime Rate for Third Consecutive Year**

Sept. 28, 2020 - The FBI released its 2019 edition of Crime in the United States, which showed that violent crime decreased nationwide for the third consecutive year.

[Click here for more](#)

## **Over 300 People Facing Federal Charges for Crimes Committed During Nationwide Demonstrations**

The DOJ announced that more than 300 individuals have been charged for crimes committed adjacent to or under the guise of peaceful demonstrations.

[Click here for more](#)

## **FBI Checklist Aids Searches for Missing Autistic Children**

After a 6-year-old boy with autism went missing in North Carolina in 2018, the FBI's Child Abduction Rapid Deployment Team developed a one-page questionnaire to help investigators be better prepared in similar cases.

[Click here for more](#)

## **FBI New Jersey News**

### **Hudson County Man Sentenced to One Year in Prison for Role in Car Accident/Insurance Fraud Scheme**

Oct 1, 2020 - Luis G. Aguirre was sentenced for his role in an automobile accident scheme in which health care practitioners fabricated or exaggerated victims' injuries to support fraudulent insurance claims.

[Click here for more](#)

### **Five People Charged in Connection with Interstate Gun Trafficking Conspiracy**

Sept. 30, 2020 - Three New Jersey men and a man and woman from Florida have been charged with conspiring to illegally sell firearms in and around Monmouth County.

[Click here for more](#)

### **Fifth Person Admits Trafficking Oxycodone and Xanax Pills as Part of Gloucester City Drug Ring**

Sept. 29, 2020 - Marcus Rushworth of Gloucester City, New Jersey, admitted conspiring to distribute oxycodone pills and selling Xanax pills.

[Click here for more](#)

### **Additional Corruption Charges Added to Indictment Against Former Orange Public Official**

Sept 29, 2020 - Willis Edwards III, the former acting business administrator for the Township of Orange, New Jersey, has been indicted on additional financial crimes.

[Click here for more](#)

### **Jersey City Police Officer Admits to Fraud Involving Off-Duty Work Assignments**

Sept 29, 2020 - A Jersey City police officer admitted to conspiring to defraud Jersey City by obtaining compensation for off-duty work that she did not perform.

[Click here for more](#)

## **Thailand National Indicted for Defrauding New Jersey Company in Purchase of Personal Protective Equipment**

Sept 29, 2020 - A Thailand national was indicted for defrauding a New Jersey company in its purchase of COVID-19 personal protective equipment.

[Click here for more](#)

## **Louisiana Man Admits Illegally Accessing Thousands of Laboratory Reports**

Sept. 24, 2020 - A Louisiana man today admitted that he illegally accessed a healthcare company's online portal and downloaded more than 60,000 laboratory reports belonging to more than 30,000 patients. The victim was a publicly-traded healthcare company with its headquarters in New Jersey.

[Click here for more](#)

## **Romanian National Sentenced to 33 Months in Prison for Role in ATM Skimming Conspiracy**

Sept. 23, 2020 - a Romanian national has been sentenced to 33 months in prison for a conspiracy to steal bank account information from thousands of customers.

[Click here for more](#)

## **Former Co-Owner of New Jersey Marketing Company Admits Role in \$8.8 Million Compounded Prescription Drug Scheme**

Sept 23, 2020 - The former co-owner of a New Jersey marketing company admitted her role in a scheme to defraud public and private health benefits programs.

[Click here for more](#)

## **Atlantic County Woman Admits Soliciting Act of Violence Against Ex-Boyfriend**

Sept. 22, 2020 – A Somers Point woman admitted that she paid a man she believed to be a hitman \$4,000 in October 2018 to assault her ex-boyfriend.

[Click here for more](#)

## **Middlesex County Man Admits Role in Heroin Distribution Conspiracy**

Sept. 22, 2020 – A Sayreville man admitted that he conspired to distribute more than 100 grams of heroin.

[Click here for more](#)

## **Five Essex County Men Charged with Drug Distribution in Reservoir Site Townhouses in Newark**

Sept. 17, 2020 – The five defendants sold heroin, fentanyl, and cocaine in and around the Reservoir Site Townhouses in Newark, selling to individuals who were confidential informants working with law enforcement.

[Click here for more](#)



## **Three Executives of Louisiana Compounding Pharmacy Charged with Defrauding State Health Benefits Programs and Identity Theft**

Sept 17, 2020 - Three former executives of a Louisiana compounding pharmacy are charged in a 24-count indictment with using the pharmacy to defraud New Jersey and military health benefits programs, [Click here for more](#)

## **Physician and Sales Representative Charged in \$2.5 Million Health Care Fraud and with Unlawful Disclosure of Patient Information**

Sept. 10, 2020 - Frank Alario, M.D., and Keith Ritson, a pharmaceutical sales representative, have been charged with defrauding New Jersey state health benefits programs. [Click here to read more](#)

## **OSHA Safety and Health Officer and His Brother Charged with Conspiring to Extort Contractor**

Sept. 10, 2020 - Alvaro Idrovo and Paul Idrovo of Essex County are scheduled to appear on charges that they conspired to extort \$6,000 in cash from a general contractor. [Click here to read more](#)

## **Supplier in Drug Trafficking Organization Sentenced to 10 Years in Prison for Role in Heroin and Cocaine Trafficking in Bayshore Area of New Jersey**

Sept. 10, 2020 - Gregory Gillens of Hillside has been sentenced to 120 months in prison for his role as the supplier of large quantities of heroin and cocaine. [Click here to read more](#)

## **Gloucester City Man Charged with Bombing and Unlawful Possession of Explosives and Short-Barreled Rifle**

Sept. 10, 2020 - Dwayne A. Vandergrift, Jr., of Gloucester City, has been charged with detonating an explosive device at a local business and other firearm crimes. [Click here to read more](#)

## **Medical Assistant Admits Role in Genetic Testing Kickback and Bribery Scheme**

Sept. 3, 2020 - Amber Harris of Lake Ariel, a medical assistant, admitted participating in a conspiracy to receive bribes and kickbacks in exchange for ordering genetic tests. [Click here to read more](#)

## **Trenton Man Sentenced to 160 Months in Prison for Participating in Heroin Trafficking Conspiracy**

Sept. 3, 2020 - Omar Council of Trenton has been sentenced to 160 months in prison for his role in a large drug trafficking conspiracy. [Click here to read more](#)

## **Former Luxury Car CEO and Luxury Watch Dealer Admit Tax Charges in Connection with Scheme to Misallocate Limited Edition Sports Cars**

Sept. 2, 2020 - Maurizio Parlato, the former CEO of a New Jersey-based importer of Italian luxury cars, admitted that he failed to report to the IRS as income kickback payments.

[Click here to read more](#)

## **Morris County Resident Sentenced to 94 Months in Prison for Computer Intrusions That Targeted Two New Jersey Companies**

Sept. 1, 2020 - Ankur Agarwal of Montville, New Jersey, has been sentenced to 94 months in prison for perpetrating a sophisticated computer hacking scheme.

[Click here to read more](#)

## **Updates from the New Jersey Attorney General's Office**



### **Division of Criminal Justice Top 12 Most Wanted Fugitives**

[Click here to go to the dcj's 12 wanted list](#)

### **Division of Criminal Justice News**

*Click on the links below to read more:*

**10/13** - Proposed Regulation - Division of Consumer Affairs

**10/9** - Attorney General Grewal Issues Statewide Directive to Prosecutors Regarding Testimony of Jailhouse Informants

**10/8** - Owners of School Bus Company Charged With Contract Fraud for Covering Up Their Use of Unqualified Drivers and Unsafe Buses to Transport Children - *Attorney General's Office and New Jersey State Police filed similar charges in June 2020 against a Paterson-based school bus company, A-1 Elegant Tours, Inc.*

**10/2** - *Attorney General Grewal and Colonel Callahan Announce Takedown of Major Drug Mill in Paterson - Stamps Used to Brand Drugs at Mill Linked to 19 Deaths - Arrests made in the investigation led by New Jersey State Police Opioid Enforcement Task Force, N.J. Division of Criminal Justice, and Law Enforcement Partners*

**10/1** - Division of Alcoholic Beverage Control Announces Settlement with Landmark Americana Bars in Ewing and Glassboro Linked to Fatal Drunk Driving Crashes in 2018 and 2019

**9/25** - AG's Office Releases 911 Audio Recording and Video Recordings From Police Body-Worn Cameras in Fatal Police Shooting in Ventnor on August 6th

**9/24** - Attorney General Grewal Announces Results of New Survey Showing 239 Of New Jersey's Law Enforcement Agencies Now Use Body-Worn Cameras - *Attorney General advocates for additional police departments to deploy body-worn cameras as a tool to promote accountability, assist police, and build police-community trust*

**9/22** - AG's Office Releases 911 Recording & Video Recordings From Police Body-Worn Cameras & Taser Camera in Fatal Police Shooting in Asbury Park on Aug. 21st

**9/22** - Essex County Man Sentenced to Six Years in Prison for Distributing Videos and Images Online of Children Being Sexually Assaulted

**9/16** - AG Grewal: New Jersey Joins FTC, Three Other States in Shutting Down NJ-Based Sham Charity Operation that Scammed Donors out of Millions - *Ringleader and former NJ resident Mark Gelvan must surrender \$800,000 and sell off two NJ properties, with the recovery benefiting legitimate charities*

**9/16** - Drivo Rent-A-Car Will Pay \$80,000 in Penalties and Implement Reforms to Resolve Consumer Fraud Allegations

**9/10** - Nine Charged With Using Stolen Identities & Fraudulently Obtained New Jersey Driver's Licenses To Purchase & Finance Vehicles Worth Over \$1.3 Million

**9/10** - Nevada Firearms Dealer Will Stop Selling Large Capacity Ammunition Magazines into New Jersey and Pay \$50,000 to Settle Lawsuit After Illegal Online Sales to Undercover State Investigators

**9/9** - Two Men Sentenced to Prison on Charges Resulting from Undercover Sweep "Operation Open House" Targeting Child Predators on Social Media

**9/9** - Attorney General's Office Investigating Death of Man, who was Taken into Police Custody in Vorhees, N.J.

**9/9** - Two Men Sentenced to Prison on Charges Resulting from Undercover Sweep "Operation Open House" Targeting Child Predators on Social Media

**9/4** - Wrightstown Mayor Charged With Lying to Investigators About Unauthorized Use of Wrightstown Municipal Utilities Authority to Dump Septic Waste from Private Firm

**9/4** - Correctional Police Officer Charged With Falsifying Reports Concerning His Unauthorized Use of Pepper Spray Against an Inmate

**9/3** - AG's Office Releases Video Recordings From Police Body-Worn Cameras in Investigation of Man Who Died in Police Custody in Trenton on April 3, 2020

**9/2** - Attorney General's Office Releases Findings of Investigation of Police-Involved Shooting at UPS Facility in Logan Township, N.J. - William J. Owens was shot by police after firing a handgun at one of two women he took hostage at the facility on Jan. 14, 2019

**9/2** - Mercer County Man Sentenced to Five Years In State Prison for Distributing Child Sexual Abuse Materials Online Using File-Sharing Software

**9/1** - AG Grewal, Division of Highway Traffic Safety Celebrate Milestone Anniversaries of NJ's Nationally Acclaimed Teen Driver Laws By Announcing "Stick to It" Public Awareness Campaign - Kyleigh's Law, Graduated Driver License Program Credited with Downward Crash Trends for Teen Drivers

## Updates from the New Jersey Courts



### **New Jersey Judiciary's First Socially Distanced Trials Begin**

Testimony in New Jersey's first socially distanced criminal trials began the last week of September, which followed the September 29<sup>th</sup> completion of a hybrid process of virtual and in-person jury selection in two vicinages. A jury of 16 men and women was selected from a pool of 42 potential jurors who were summoned to the Bergen County Courthouse in Hackensack. They were qualified preliminarily during nearly four days of remote voir dire questioning last week.

In the Atlantic/Cape May Vicinage, a jury of 14 men and women was selected from a pool of 44 potential jurors who reported to the Atlantic County Criminal Courthouse in Mays Landing. They were qualified after remote voir dire questioning on Monday, Sept. 28<sup>th</sup>.

Testimony in the Atlantic County trial began Wednesday, Sept. 30<sup>th</sup>, and the Bergen County case began on Thursday, Oct. 1<sup>st</sup>.

Jury trials were suspended for more than six months because of Covid-19 until a Supreme Court order directed the use of a hybrid approach to safeguard both the health of jurors and court participants as well as the rights of more than 9,000 defendants awaiting trial.

[Click here to read the Supreme Court's Order resuming jury trials](#)

### **Court trials in New Jersey can be viewed live at**

<https://njcourts.gov/public/channels.html>

### **Annual Report of the New Jersey Courts 2018 - 2019**

The Administrative Office of the Courts released its Annual Report for 2018-2019 on September 16<sup>th</sup>.

[Click here to read and/or download the report](#)



## 2019 Annual Criminal Justice Reform Report

September 9<sup>th</sup> - Judiciary Released the 2019 Annual Criminal Justice Reform Report New Jersey's jail population in the third year of Criminal Justice Reform (CJR) continued to consist largely of defendants accused of violent crimes or other serious offenses, according to a report released today by the Administrative Office of the Courts.

The 2019 Annual Report on Criminal Justice Reform measured the performance of New Jersey's pretrial criminal justice system in a number of critical areas. The results it found were similar to the results from the first two years of CJR. The unnecessary detention of low-risk defendants continued to decrease, according to the report, while the rate of new indictable criminal activity for defendants released pretrial remained low (less than 14 percent) and court appearance rates for pretrial defendants remained consistently high, just below 90 percent. CJR began in New Jersey in January 2017, replacing a cash bail system that had stood for more than a century. Under the new system, the use of bail has been minimal.

[Click here to read and/or download the report](#)

## Grand Juries to Resume Work Statewide

### Supreme Court Order Phases Out Excludable Time for 2,700 Jailed Defendants

A Supreme Court order issued on October 8<sup>th</sup> provides a plan for the statewide return of grand juries, ending a delay that has affected thousands of defendants held in custody since the start of the Covid-19 health crisis. The order also allows defendants detained more than 90 days to promptly receive discovery material from prosecutors, and it ends pre-indictment excludable time in phases, prioritizing those defendants who have been detained the longest.

The first phase ends excludable time on Jan. 15 for cases involving nearly 600 defendants who were detained prior to March 16. While prosecutors typically have 90 days to bring a case to a grand jury, certain delays stop the clock and qualify as "excludable time." Defendants have accrued more than 200 days of excludable time since in-person grand jury selections were suspended in March due to Covid-19.

There are currently more than 2,700 defendants in county jails whose matters have not been brought to a grand jury. "The number of unindicted detained defendants will continue to grow unless grand juries are established in all counties and enabled to perform their critical function effectively, efficiently, and consistent with public health requirements," the Court wrote in its order. Jurors in all counties have now been summoned for new grand jury selections. The Supreme Court's order provides options for prosecutors to seek indictment through both virtual and in-person sessions. Virtual grand juries have been operating in Mercer and Bergen counties since June. Under the order, each county must equip new panels with the technology and training needed to convene in a virtual format by Dec. 1. Prosecutors may then choose to present cases before grand juries.

[Click here to read the order form the Supreme Court](#)



Will just one more be one too many?



## Updates from the New Jersey Dept of Transportation



### Commissioner Diane Gutierrez-Scaccetti's NJ Assembly Budget Committee Testimony September 14, 2020

[Click here to read the report](#)

### Local Bridges Fund - NJDOT has made \$47.3 million in FY21 Grant Programs available to counties to improve local bridges

The New Jersey Department of Transportation (NJDOT) announced the grant solicitation period for FY21 Local Bridges Fund program is open, with applications being accepted through November 6, 2020. "The Local Bridges Fund is a New Jersey Department of Transportation program that provides grants to counties to make critical improvements to local bridges," NJDOT Commissioner Diane Gutierrez-Scaccetti said. "NJDOT is committed to supporting our communities to ensure all roads and bridges in the State are safe and reliable."

[Click here to read more](#)

### Local Freight Impact Fund applications being accepted

The New Jersey Department of Transportation announced in September that the grant solicitation period for FY21 Local Freight Impact Fund program is open, with applications being accepted through November 10, 2020.

The Local Freight Impact Fund is a competitive \$30.1 million program, which was created as part of Transportation Trust Fund reauthorization in October 2016. The program helps New Jersey's municipalities and counties fund projects that emphasize and enhance the safe movement of large truck traffic, renew aging structures that carry large truck traffic, promote economic development, and support new transportation opportunities.

Under the program, projects that fall into four categories are eligible for funding:

- **Pavement Preservation**
- **Truck Safety and Mobility**
- **Bridge Preservation**
- **New Construction**

The grants are administered by the NJDOT Division of Local Aid and Economic Development. NJDOT staff evaluate projects using a variety of criteria, including:

- **Existing conditions**
- **Overall traffic volume**
- **Percentage of large truck traffic**
- **Crash frequency**
- **Connectivity to freight nodes**
- **Among others**

For more information about the Local Freight Impact Fund program or other Local Aid, programs go to [www.njdotlocalaidrc.com](http://www.njdotlocalaidrc.com) email [DOT-LocalAID.ResourceCenter@dot.nj.gov](mailto:DOT-LocalAID.ResourceCenter@dot.nj.gov) or call 609-649-9395.

### **FHWA Announces Support for Seven Innovations for a Nation on the Move**

September 23, 2020

The U.S. Department of Transportation's Federal Highway Administration (FHWA) announced seven innovations it will support in the sixth round of its "Every Day Counts" (EDC-6) collaboration with state, local and tribal transportation agencies. The EDC program promotes the accelerated use of tools, technologies, and methods nationwide to improve road and bridge projects, reduce cost and shorten their time to completion.

Since the creation of "Every Day Counts" in 2010, FHWA has worked to widen the use of dozens of innovations that lead to better roads, bridges, and highways, reduced project delivery times, and more cost-effective transportation improvements. Later this year, FHWA will hold three virtual summit meetings focused on "People," "Products," and "Process" to discuss the EDC-6 innovations in more detail.

The seven innovations selected are:

- **Crowdsourcing to Advance Operations**
- **e-Ticketing and Digital As**
- **Virtual Public Involvement (VPI)**
- **Next-Generation Traffic Incident Management (NextGen TIM)**
- **Strategic Workforce Development**
- **Targeted Overlay Pavement Solutions**
- **Ultra-High Performance Concrete (UHPC) for Bridge Preservation and Repair**

More information on EDC can be found at <https://www.fhwa.dot.gov/innovation/everydaycounts/>





### **New Jersey Man Sentenced and Ordered to Pay Restitution for Household Goods Moving Fraud**

On September 28, 2020, the U.S. District Court for the District of New Jersey sentenced Maximo Beras to time served, three years' supervised release, and a \$200 special assessment. The following day, Beras was also ordered to pay \$75,193 in restitution. The sentencing follows his May 29, 2018, guilty plea to two counts of conspiracy to commit wire fraud. He also accepted responsibility for his role in a conspiracy to obtain money from customers of various moving companies through false and fraudulent pretenses.

This investigation was initiated in September 2012 following complaints that a moving company was engaged in a complex scheme to defraud and overcharge its customers. Beras and his co-conspirators provided low-cost estimates but then held the household goods hostage until their customers agreed to pay exorbitant fees. To avoid detection by law enforcement, Beras and the others set up chameleon companies, which appear to be legitimate moving companies but are established to extort customers. Once people complain, the company is shut down and transformed into a new one.

DOT-OIG conducted this investigation with Homeland Security Investigations and the U.S. Postal Inspection Service.

[Read the full article](#)





## Updates from the Federal Motor Carrier Safety Administration

[Click a headline below to read the full press release](#)



US Department of  
Transportation  
**Federal Motor  
Carrier Safety  
Administration**

### [U.S. Department of Transportation Announces Winners of 2020 Road Safety National Student Art Contest](#)

The U.S. Department of Transportation's Federal Motor Carrier Safety Administration announced the winners of the 2020 Road Safety Student Art Contest. Top honors were awarded to **Gianna Liu, a second-grade student from Hillsborough, New Jersey**, and Sanjana Arudala, a sixth-grade student from Irving, Texas

[Click here to see a video of the winners](#)

**Gianna Liu, 2nd Grade  
Hillsborough, NJ  
Grand Prize**



[Click here to see the 2020 Calendar with the winners from last year](#)

### [FMCSA Announces New Commercial Driver Panel to Provide Feedback on Critical CMV Issues and Initiatives](#)

The U.S. Department of Transportation's Federal Motor Carrier Safety Administrator (FMCSA) today announced it will be launching a new panel to its Motor Carrier Safety Advisory Committee (MCSAC) comprised of commercial motor vehicle (CMV) drivers. This new panel will provide direct feedback to FMCSA on important issues facing the driving community—such as safety, hours-of-service regulations, training, parking, and driver experience.

## FMCSA Proposes New Under-21 Commercial Driver Pilot Program

The U.S. Department of Transportation's Federal Motor Carrier Safety Administration (FMCSA) today announced that it is seeking public comment on a pilot program to allow additional hours of service regulatory relief by allowing participating drivers to pause their on-duty driving period with one off-duty period up to three hours.

## Updates from the USDOT Volpe Center



## Tools for Keeping Unsafe Drivers Away from the Wheel

"Keeping Unsafe Drivers off the Road with the New CDL Drug and Alcohol Clearinghouse," a report released by the U.S. Department of Transportation's Volpe Center.

<https://www.volpe.dot.gov/news/keeping-unsafe-drivers-off-road-with-new-cdl-drug-and-alcohol-clearinghouse>

**FMCSA's New CDL Drug and Alcohol Clearinghouse**

Improves reporting accuracy, centralizes information, and keeps our nation's roads safe.

Learn how the Volpe Center and FMCSA worked together to define requirements, architect an information system, and build a web interface to save lives.

Since January 2020 **one million** users have registered in the Clearinghouse.

50 YEARS 1970 - 2020 U.S. Department of Transportation **Volpe Center**

The infographic features a background image of a smiling woman wearing a cap, sitting in the driver's seat of a commercial vehicle. The text is overlaid on this image in white and orange boxes. At the bottom left, there is a logo for the 50th anniversary of the U.S. Department of Transportation and the Volpe Center. At the bottom right, a circular orange badge contains the text "one million" in a large, bold font.

### **An Automated, Drone-Based Grade Crossing Inspection System**

MTRI Inc. and Michigan Technological University developed and demonstrated a drone-based system for automated inspection of grade crossings. The prototype system can determine whether vertical approach grades create a risk for vehicles to get stuck on tracks, assess the adequacy of visual sightlines at a crossing, and locate relevant assets such as gates, lights, signage, etc. It uses high-resolution images collected via drone/unmanned aerial systems that are then processed into 3D data for analysis.

<https://railroads.dot.gov/sites/fra.dot.gov/files/2020-08/MTRI%20Drone%20GX-A.pdf>

<https://railroads.dot.gov/elibrary/automated-drone-based-inspection-system>

### **U.S. Secretary of Transportation Elaine L. Chao Launches Stop. Trains Can't. Awareness Campaign to Save Lives at Railroad Grade Crossings**

U.S. Secretary of Transportation Elaine L. Chao announced the launch today of this year's Stop. Trains Can't. Public education campaign, which will run through November 8<sup>th</sup>.

This national \$6.6 million safety campaign will run on radio, digital, and social media, educating drivers not to gamble with their lives at rail grade crossings. "So many fatalities at highway-railway crossings are preventable; this campaign aims to raise public awareness and save lives," said U.S. Secretary of Transportation Elaine L. Chao. The Federal Railroad Administration (FRA) and the National Highway Traffic Safety Administration (NHTSA) manage this campaign.

[Click here to read the press release](#)

### ***FRA Technical Report:* Trespass Risk in Quiet Zones**

The U.S. Department of Transportation (DOT) John A. Volpe National Transportation Systems Center, under the direction of the DOT's Federal Railroad Administration (FRA), Office of Research, Development, and Technology, studied the effects of the implementation of quiet zones on trespass accidents along with the national rail network.

This study focused on 333 quiet zones established between 6/1/2012 and 5/31/2018. Trespass casualties that occurred within the 333 quiet zones were compared before and after the establishment of the quiet zones. Trespass casualties in quiet zones with 2 and 3 years of observable accident data increased from 28 before to 40 after and from 39 before to 47 after the establishment of the quiet zones, respectively. However, trespass casualties in quiet zones with one year of observable accident data decreased from 19 before to 17 after the establishment.

There was no statistically significant difference in trespass casualties before and after the establishment of the quiet zones for all three observable periods.

[Click here to read the full report](#)



## Updates from Operation Lifesaver, Inc.

*Operation Lifesaver is a non-profit public safety education and awareness organization dedicated to reducing collisions, fatalities, and injuries at highway-rail crossings and preventing trespassing on or near railroad tracks. A national network of trained volunteers gives free presentations on rail safety, and a public awareness campaign, "[See Tracks? Think Train!](#)" provides tips and statistics to encourage safe behavior near the tracks.*



## Operation Lifesaver, Inc. Education Materials Start Going Virtual

Operation Lifesaver has reframed some of its most popular education materials into virtual resources to help teach children ages 5-13 the importance of making safe choices around trains and tracks.

About every 3 hours in the United States, a person or vehicle is hit by a train. On foot or in a vehicle, results can be the same — severe injury or even death.

OLI's new resources are free and designed to be viewed virtually — from home, from school, on laptops, tablets, desktops, or mobile devices.

The new Operation Lifesaver, Inc. virtual materials include:

**Trains & Tracks** (<https://oli.org/media/trains-tracks-video>) is best for children in grades K-2 or between the ages of 5-8 and introduces them to basic safety messages and train attributes, emphasizing the importance of using caution around trains and tracks. The information is presented as a story, "Train and the Whatever it was," which incorporates key safety messages in an entertaining and engaging format.

**Main Line Middle School** presentation (<https://oli.org/media/mainline-middle-school-video-grades-6-8>) uses emoji-like characters in a colorful, yearbook-style storyline to appeal to smart phone-savvy students in grades 4-8 or ages 9-13 and covers general safety messages, signs, signals, and trespass prevention messages.

These two new virtual resources are available on the [OL for Kids](#) section of the Operation Lifesaver, Inc. website and are downloadable in the [Materials Library](#) section of the website.

## Amtrak Police and Operation Lifesaver Mobilized Virtual "Operation Clear Track" First Responders Across the U.S. Joined Public Awareness Effort During Rail Safety Week

The Amtrak Police Department and Operation Lifesaver Inc. (OLI) mobilized hundreds of law enforcement representatives and first responders across the country who delivered simultaneous rail safety messages as part of the virtual "Operation Clear Track," railroad safety effort. This fourth annual initiative took place during Rail Safety Week, which ran from September 21-27 in the U.S., Canada, and Mexico.

"The first responders who signed up this year to electronically share our rail safety message are the same men and women who report to the scene when a railroad incident occurs," said Amtrak Police Chief Sam Dotson.

Coordinated by Amtrak, Operation Lifesaver Inc., and Operation Lifesaver Canada, Operation Clear Track aims to reduce the number of railway crossing and trespassing incidents in the U.S. and Canada. These incidents are responsible for causing seriously injures or death to more than 2,100 people each year.

Safety resources that were shared by first responders who took part in Operation Clear Track 2020 included social media messaging, rail safety videos, and [an online version of a safety tips card for drivers and pedestrians](#) handed out during previous in-person Operation Clear Track events.

For more information on railroad safety, visit [oli.org](http://oli.org) and [stayoffthetracks.org](http://stayoffthetracks.org).





## **NJ TRANSIT'S SAFETY EDUCATION PROGRAM GOES VIRTUAL FOR BACK TO SCHOOL**

Children Can Participate in Free Safety Education Program Available By Live Zoom Video Conferencing

NJ TRANSIT is keeping up with the times by taking its Safety Education Program virtual. Schools are encouraged to request the free SAFETY RULES! presentation, now conducted over Zoom, to educate students on the need for safe behavior and caution around trains and light rail vehicles.

This summer, the Safety Education Program sponsored two sessions of its virtual program for Wayne Safety Town, educating more than 70 students. In its more than 30-year history, the Safety Education Program has offered nearly five thousand presentations, educating hundreds of thousands of people across New Jersey. More information is available at [njtransit.com/safety](http://njtransit.com/safety).

## **NJ TRANSIT AWARDS CONTRACT TO ADVANCE ELECTRIC BUS PROGRAM IN CAMDEN**

**Electric Vehicle Infrastructure at Newton Avenue Garage Will Support Battery Electric Bus Pilot Program in Camden**

The NJ TRANSIT Board of Directors has approved the Electric Bus Infrastructure project contract for the Newton Avenue Bus Garage in Camden, renovating the facility for the installation of 8 Electric Vehicle Chargers (EVC). This project focuses on supporting the operation of NJ TRANSIT's first battery-powered commuter vehicles, eight Battery Electric Buses (BEB), that will be put into revenue service in mid-2021.

[Click here to read the press release](#)



## Updates from the New Jersey Div of Fish and Wildlife



### **Be Alert for EHD in Deer**

The Division is asking the public to be alert for deer that may be affected by Epizootic Hemorrhagic Disease (EHD) and to report any suspected cases. Symptoms include difficulty standing, drooling, lethargy, respiratory distress, foam from the mouth or nose, and swelling of the face, tongue, and neck. Sick or dead deer are often seen in or near water. Reports can be made as follows:

- » Northern Region: 609-259-6965
- » Southern Region: 609-748-2065
- » Division Veterinarian: 908-735-6398

[More Information](#)  
[Deer In New Jersey](#)  
[Office of Fish and Wildlife Health and Forensics](#)

### **NJ Fish & Game Lt. Steven Sutton Receives “Leadership/Professional Achievement” Award**

Division Bureau of Law Enforcement Lt. Steve Sutton has received the “Leadership/Professional Achievement” Award. The award is part of the Public Service Recognition Program is administered by the NJ Civil Service Commission.

The award recognizes Lt. Sutton's leadership and professional achievement in his role as a District Law Enforcement Supervisor. His vast knowledge of the state's wildlife resources and the groups that utilize these resources provides him with the tools to be effective. His tireless efforts have resulted in countless cases being successfully prosecuted. He is continuously quarterbacking his team of patrol officers and helping them accomplish the Bureau's goals. Officers and Bureau of Law Enforcement staff know he is always available to meet their needs.

Lt. Sutton maintains a strong interactive relationship with other law enforcement agencies within as well as outside the state. His relationships with other state's fish and wildlife law enforcement agencies have been a direct benefit to the wildlife resources and people of NJ.

During his career, he has been recognized as Shikari International's Conservation Officer Of the Year and as Nation Wild Turkey Federation's Conservation Officer Of the Year. Lt. Sutton has also received a lifesaving award for his quick actions when he saved a suicidal person from hanging himself.

During these trying times of late, Lt. Sutton has maintained a proactive and adaptive schedule and patrol posture that is an example for all law enforcement supervisors to follow. He and his team have been working tirelessly and selflessly to keep the public utilizing our WMAs safe and to protect the wildlife resources of the state.

### BEHIND-THE-SCENE EPISODE 35: SCHOOL TRANSPORTATION SAFETY

In this episode of Behind-the-Scene @NTSB, Member Michael Graham and Highway Investigators Michele Beckjord and Meg Sweeney share lessons learned from our school-transportation-related crash investigations and discuss why school buses are the safest form of transportation for students.

[Click here to hear the podcast and learn more about the bus programs](#)

### PERFORM A DEATH-DEFYING ACT WITHOUT LIFTING A FINGER!

By [Vice Chairman Bruce Landsberg](#)

This blog will be short and, to some, a bit brutal. To mark the start of Distracted Driving Awareness Month, let's have a talk. You've heard all this before but stay with me for just a moment.

Can we just stop?

Can we just stop killing and seriously injuring innocent people every day because we aren't paying attention to the task at hand? A *lot* of innocent people. Let's start with the statistics, then move to the human cost.

Every state—except Montana and Missouri—now [bans texting](#) while behind the wheel. Despite the many laws aimed at reducing distracted driving, people still do it. The carnage is significant. In 2018, nearly 3,000 people were killed, and thousands more suffered life-altering injuries in distracted-driving-related crashes. And those are just the ones that we know about—there are lots of situations in which the police know *what* happened but not *why*, and the drivers don't admit to having been distracted.

The science is clear: humans don't multitask well. Take your eyes off the road for 3 seconds, and the odds of a crash go up significantly. A naturalistic driving study by the Virginia Tech Transportation Institute found that texting behind the wheel increases the risk of a crash or near-crash by as much as 23 times. Don't believe me? Take a moment and type "be home soon" on your phone. For most of us, it took about 3 seconds to key in that message. With each additional second, the odds of a crash go up exponentially. At 55 mph, a vehicle covers about the length of a football field in 3 seconds and is exposed to multiple hazards: trucks, cars, trees, light poles, bridge abutments, bicyclists, pedestrians. You're also a threat to everyone nearby. We've got the data to back that up.

[Click here to read the rest of the posting](#)



## Updates from the Federal Aviation Administration



US Department of  
Transportation  
**Federal Aviation  
Administration**

### **U.S. Transportation Secretary Announces More Than \$1.2 Billion in Infrastructure Grants to America's Airports**

U.S. Secretary of Transportation Elaine L. Chao announced on that the Trump Administration will award more than \$1.2 billion in airport safety and infrastructure grants through the [Federal Aviation Administration](#) (FAA) to 405 airports in 50 states and the Federated States of Micronesia, the Marshall Islands, the Northern Mariana

Morristown Municipal MMU Improve Runway Safety Area \$189,151

Trenton Mercer TTN Construct Taxiway \$5,862,801

## Updates from U.S. Immigration and Customs Enforcement



**U.S. Immigration  
and Customs  
Enforcement**

### **ICE ERO announces results of the latest operations targeting criminal aliens**

Seventy-seven individuals were arrested last month throughout New Jersey. They were nationals of Brazil (1), China (1), Colombia (2), Costa Rica (1), Dominican Republic (6), Ecuador (5), El Salvador (7), Guatemala (12), Guyana (1), Haiti (2), Honduras (8), India (1), Jamaica (1), Mexico (22), Nicaragua (1), Peru (2), Trinidad (1), United Kingdom (2), and Venezuela (1).

These individuals were arrested in the following counties in New Jersey: Atlantic (1), Bergen (7), Burlington (8), Camden (3), Cumberland (3), Essex (5), Hudson (3), Mercer (7), Middlesex (6), Monmouth (6), Morris (1), Ocean (6), Passaic (7), Somerset (3), Union (10), and Warren (1). The individuals arrested range from age 19 to 63 years old, and most were previously convicted of domestic violence offenses. Some of the other convictions included homicide, sexual assault on a minor, criminal sexual contact, child fondling, possession of marijuana, DUI, fraud, possession of a weapon, aggravated assault, resisting arrest, larceny, rioting, public order crimes, robbery, burglary, and illegal reentry.

[Click here to read the full details on this story](#)



## Updates from the Drug Enforcement Administration



### DEA-New Jersey instrumental in the establishment of statewide “Handle With Care” program

TRENTON, N.J. – Special Agent in Charge of the Drug Enforcement Administration’s New Jersey Division, Susan A. Gibson, New Jersey Attorney General Gurbir S.

[Click here to read the press release](#)

## Updates from the US Department of Justice



THE UNITED STATES  
DEPARTMENT OF JUSTICE

*The year 2020 marks the 150th anniversary of the Department of Justice.  
Learn more about the history of the agency at [www.Justice.gov/Celebrating150Years](http://www.Justice.gov/Celebrating150Years).*

### New Grants and Payment Management Systems Coming in October 2020



**JUSTgrants**  
JUSTICE GRANTS SYSTEM

As of September 23, 2020, the Department of Justice grant-making components—the Office of Community Oriented Policing Services (COPS Office), the Office of Justice Programs (OJP), and the Office on Violence Against Women (OVW)—discontinued their current grants and payment management systems. Grantees will NOT have access to their grants until the full functionality of the new grants management system (the Justice Grants System, or JustGrants), and the new payment management system (ASAP) launches on October 15, 2020. This site provides information and resources to assist our award recipients and other stakeholders with the transition to these new systems.

[Click here to go to the main website for the new system](#)

JustGrants is a streamlined, end-to-end grants management system which will provide applicants and grantees with an improved user experience throughout key parts of the grants management lifecycle

[Click here to view a video on the new JustGrants system](#)



**COPS**  
Community Oriented Policing Services  
U.S. Department of Justice

## Updates from the Delaware Valley Regional Planning Commission

DVRPC is the federally designated Metropolitan Planning Organization for a diverse nine-county region in two states: Bucks, Chester, Delaware, Montgomery, and Philadelphia in Pennsylvania; and Burlington, Camden, Gloucester, and Mercer in New Jersey.



## **DVRPC Approves \$1.679 Billion in Transportation Projects for Southern New Jersey**

[Click here to read the full press release with more detailed information](#)

The Board of the Delaware Valley Regional Planning Commission (DVRPC) has adopted the FY2020 Transportation Improvement Program for New Jersey (NJ TIP). The TIP is the agreed-upon list of priority transportation projects for Burlington, Camden, Gloucester, and Mercer counties, including the cities of Camden and Trenton.

The NJ TIP includes 123 projects over four years (FY20-FY23) that are worth \$1.679 billion. It includes \$1.079 billion for projects addressing the highway system and \$600 million for the transit system (\$523 million for NJ TRANSIT and \$77 million for DRPA/PATCO).

Below is a list of major projects in each county and for each transit operator. To view and/or search projects by county or type, visit [www.dvrpc.org/TIP](http://www.dvrpc.org/TIP).

### **Burlington County**

- Route 38, South Church Street (CR 607) to Fellowship Road (CR 673), Operational and Safety Improvements (DB #12307) - \$16.3 million
- Route 73, Church Road (CR 616) and Fellowship Road (CR 673) Intersections (DB #12380) - \$84 million
- Route 73, CR 544 (Evesham Rd/Marilton Parkway) (DB #13319) \$20.8 million

### **Camden County**

- I-295/NJ 42/I-676 Direct Connection (Contract 4) (DB # 355E) \$221 million [Click here](#) for more information
- Route 295/42, Missing Moves in Bellmawr (DB #355A) - \$145
- Route 76/676 Bridges and Pavement (DB #11326) and Route 76, Bridges over Route 130 (DB #11326A) in Camden City and Gloucester City - \$170 million for both projects
- Route 70 Gateway/Airport Circle (DB #D1715) - \$10 million
- Mount Ephraim Avenue Safety Improvements, Ferry Avenue (CR 603) to Haddon Avenue (CR 561) (DB #D1914) - approximately \$13 million

### **Gloucester County**

- Route 42, Kennedy Avenue to Atlantic City Expressway (DB #12306) - \$37 million
- Route 41 and Deptford Center Road (DB #15302) - \$3.05 million
- CR 581 (Commissioners Road), Bridge over Oldman's Creek (DB #D1906) - estimate: \$3 million

### **Mercer County**

- Route 29, Cass Street to Calhoun Street, Drainage (DB #07319B) - estimate: \$22 million
- Route 206, South Broad Street Bridge over Assunpink Creek (DB #L064) - estimate: \$9.5 million

### **NJ TRANSIT**

- Camden-Glassboro Light Rail Line (DB #T302) - \$2 million or more information, visit [www.glassborocamdenline.com](http://www.glassborocamdenline.com).

### **DRPA/PATCO**

- Reopening of PATCO's Franklin Square Station (DB #DR1801) \$30 million over the next few years.

# Updates from the World of Work Zone Safety & Traffic Incident Management



## Make a Difference

National Traffic Incident Response Awareness Week 2020 is a chance for all responder communities to individually and jointly make a difference by teaching each other, and the motoring public, about our common goals and responsibility to one another.

In the past three years, state DOTs, Turnpike Authorities, and responder agencies and organizations marked Incident Response Week with:

- Targeted DMS messaging
- Ride-along opportunities
- Video Sharing
- Social media campaigns
- Open houses
- Special exercise activities
- Events marking the lives wasted in preventable crashes

*Also, please consider an online training program from National Highway Institute (NHI) or Responder Safety Learning Network at no cost to responders!*

## What Are You Putting Together?

What is your police department doing? Are you working with your local fire department and emergency medical services folks? Maybe your 911 center is planning an event. We know there are towing companies and associations hooked up with partners to call attention to their shared interests! Is your AAA office or

**the**  
**tim**  
**NETWORK**

**TIM Network Has The Resources You Need**  
Visit [timnetwork.org](http://timnetwork.org) to for resources and ideas on:

- Opportunities for media to ride with responders or safety patrols
- Tours of your fire house, police station, EMS garage, or tow truck yard
- Set a training goal and conduct multiple TIM Reponder Training courses
- Distribute outreach materials in every venue you can think of

Please tell us what you plan and share your success stories after the events by emailing Chuck Yorks at [cyorks@gfnet.com](mailto:cyorks@gfnet.com)

trucking association involved? How about the folks at your TMC?

A toolkit focused on community outreach is on the TIM Network website at: <http://timnetwork.org>.

**Millions of responders are working on the roadway at traffic incident scenes, 24/7/365. Millions more motorists are passing near or through that TIM work zone. Slow down. Move Over. Be Safe.**



Join the monthly planning calls! Visit: [transportationops.org/tim](http://transportationops.org/tim) for more details.

## What's Happening in the World of Automated Vehicles, Artificial Intelligence, and Electric Vehicles



### **Ike Reaches Autonomous Tech Deal with Ryder, DHL, NFI**

Automated trucking technology company Ike Robotics Inc. has reached agreements with three major companies to put its technology into at least 1,000 trucks.

<https://www.ttnews.com/articles/ike-reaches-autonomous-tech-deal-ryder-dhl-nfi>

### **Volvo Helps Expand Options for Electric Truck Charging**

Volvo Trucks North America took a step toward the widespread usage of electric trucks by expanding charging options. <https://www.ttnews.com/articles/volvo-helps-expand-options-electric-truck-charging>

### **DOT Launches Tracking Tool for AV-TEST Initiative**

U.S. Department of Transportation officials unveiled an online tracking tool for the agency's Automated Vehicle Transparency and Engagement for Safe Testing (AV-TEST) Initiative on Sept. 2<sup>nd</sup>.

### **How Electric Vehicles Impact the Electric Grid**

"Electric Vehicles at Scale – Phase I Analysis: High EV Adoption Impacts on the Western U.S. Power Grid" a report released by Pacific Northwest National Laboratory at the U.S. Department of Energy

<http://www.trb.org/main/blurbs/181103.aspx>

[https://www.pnnl.gov/sites/default/files/media/file/EV-AT-SCALE\\_1\\_IMPACTS\\_final.pdf](https://www.pnnl.gov/sites/default/files/media/file/EV-AT-SCALE_1_IMPACTS_final.pdf)

### **Do Automated and Connected Vehicles Increase Road Capacity?**

"Assessment of Capacity Changes Due to Automated Vehicles on Interstate Corridors," a report released by the Virginia Department of Transportation.

[http://www.virginiadot.org/vtrc/main/online\\_reports/pdf/21-R1.pdf](http://www.virginiadot.org/vtrc/main/online_reports/pdf/21-R1.pdf)

<http://www.trb.org/main/blurbs/181076.aspx>

### **Attitudes Toward Self-Driving Technology**

"Experiencing Pilot Demonstrations Helps Individual Acceptance of Self-Driving Shuttles," a report released by the National Center for Sustainable Transportation at the University of California, Davis.

<https://ncst.ucdavis.edu/research-product/experiencing-pilot-demonstrations-helps-individual-acceptance-self-driving>

<http://www.trb.org/main/blurbs/181051.aspx>



## Miscellaneous Traffic Safety Points of Interest



### **Relationships Between Vehicles on Shoulder, Congestion, and Crashes**

“Vehicle on Shoulder and Crash - Correlation or Causation?” a report released by the Kentucky Transportation Center at the University of Kentucky.

<http://www.trb.org/main/blurbs/181128.aspx>

[https://uknowledge.uky.edu/cgi/viewcontent.cgi?article=2715&context=ktc\\_researchreports](https://uknowledge.uky.edu/cgi/viewcontent.cgi?article=2715&context=ktc_researchreports)

### **Rumble strip design**

“Evaluation of Alternative Rumble Strip Designs,” a report released by the University of Kentucky.

[https://uknowledge.uky.edu/cgi/viewcontent.cgi?article=2716&context=ktc\\_researchreports](https://uknowledge.uky.edu/cgi/viewcontent.cgi?article=2716&context=ktc_researchreports)

<http://www.trb.org/main/blurbs/181108.aspx>

### **Guidance for setting speed limits**

“City Limits: Setting Safe Speed Limits on Urban Streets,” a report released by the National Association of City Transportation Officials (NACTO).

[https://nacto.org/wp-content/uploads/2020/07/NACTO\\_CityLimits\\_Spreads.pdf](https://nacto.org/wp-content/uploads/2020/07/NACTO_CityLimits_Spreads.pdf)

<http://www.trb.org/main/blurbs/181058.aspx>

### **NJ State Bar’s new book: Drug and DWI Defense – NJ Forms and Pleadings**

New Jersey Specific Bound book and CD with Forms, helpful links, and searchable PDF

List Price: \$59.00 USD

Written by Kenneth A. Vercammen

This informative handbook will provide you with guidance on how to handle everything pertaining to the drug and DWI defense - from the initial contact with the client to walking into the courthouse and managing the steps that follow. It is a “how-to” manual that you and your staff can follow with checklists and forms.

This book is intended to help solo/small-firm attorneys and newly admitted attorneys prepare to handle these cases and to better represent their clients. This handbook will help attorneys represent persons charged with DWI, drug, and other criminal and traffic offenses.

Over 50 forms and motions are included to help make you (and your staff) more efficient and productive while also reducing the chance for mistakes.

Book # 1177719 New Jersey Institute for Continuing Legal Education - A Division of the NJSBA One Constitution Square, New Brunswick, NJ 08901 (732) 214-8500 or email [CustomerService@njsba.com](mailto:CustomerService@njsba.com)

Link to the webpage to purchase (Proceeds go to support NJ Bar Association and NJ Bar Foundation programs)

<https://tcms.njsba.com/personifyebusiness/njicle/Store/ProductDetails.aspx?productid=46708744>

## Survey: Drivers are More Likely to Wear a Mask Than Drive Without Using a Cell Phone

In a recently-released survey by the National Safety Council and TRUCE Software, 76% of respondents said they are “very willing” to wear a mask in public, but just 62% are “very willing” to obey a state law preventing cell phone use.

[Read more >>](#)

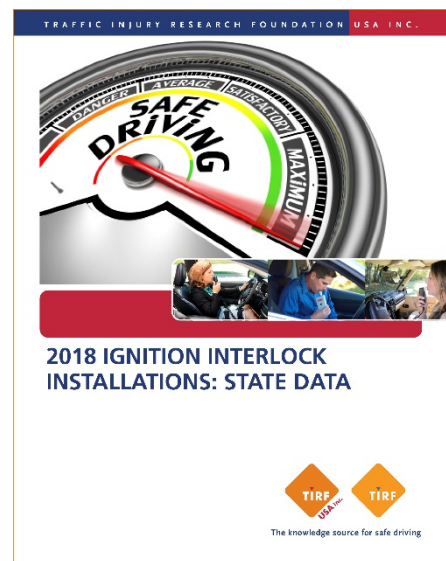
## New TIRF USA study on ignition interlocks in the United States shows continued increase in installations but more room for growth

The Traffic Injury Research Foundation USA, Inc. (TIRF USA), in partnership with the Association of Ignition Interlock Program Administrators (AIIPA), and TIRF Canada today released 2018 Ignition Interlock Installations: State Data. This study is based on 2018 interlock installation data collected from state agencies in the US. It provides a benchmark for state ignition interlock program administrators and impaired driving stakeholders to measure interlock usage and growth in interlock programs.

Alcohol interlock devices are connected to the starter or ignition, or other on-board computer system of a vehicle and require drivers to provide a breath sample with an alcohol concentration below a specific pre-set limit in order to start the vehicle. As of December 2019, 35 states and Washington, D.C., required all alcohol-impaired driving offenders, including first offenders, to install an interlock device. State data show significant growth in the installation of interlocks, including a 20% increase in new ignition interlocks installed in 2018 compared to 2016 and an estimated 676,089 total installations nationally in 2018.

Research shows alcohol ignition interlock programs are an effective countermeasure proven to reduce recidivism among first and repeat offenders; these programs embedded in strong legislation can also reduce alcohol-related fatalities. However, while the study revealed an increase from 35.3% to 56.7% in the rate of interlock installation among eligible offenders between 2014 and 2018, many more have yet to install an interlock. Consequently, even though consistent progress has been made increasing installations in the past decade, there is plenty of room for growth using strong strategies to ensure offenders are required to install a device do so. Alcohol-impaired driving fatalities still accounted for 28.8% of total motor vehicle crash fatalities in 2018, which represents 10,511 lives lost. Increasing interlock installations across the nation could help further reduce this burden.

Download the 2018 Ignition Interlock Installations: State Data report:  
[http://turf.us/2018\\_Ignition\\_Interlock\\_Installations\\_State\\_Data](http://turf.us/2018_Ignition_Interlock_Installations_State_Data)





Some information in this newsletter is courtesy of:

Muni-Mail, 2000 Hamilton Ave. Hamilton, NJ

Kenneth Vercaemmen & Associates, 2053 Woodbridge Ave, Edison, NJ [www.njlaws.com](http://www.njlaws.com)

<https://www.justia.com/>

<https://law.justia.com/>

Oyez

International Law Enforcement Educators and Trainers Association

Legal Information Institute, 477 Myron Taylor Hall, Cornell Law School, Ithaca, NY

Police Chief Magazine

J. Harris Academy of Police Training [www.JHARRISTRAINING.com](http://www.JHARRISTRAINING.com)

Law360, a LexisNexis® Company

Jason T. Komninos Esq <https://www.jasonkomninos.com/>

[Fed Agent.com](http://FedAgent.com)

*The information in this newsletter does not constitute legal advice and does not establish an attorney-client relationship. If you need legal advice, please contact an attorney directly.*

### **Blood and urine samples could be taken before issuance of the search warrant as part of defendant's medical care**

#### **State v. Uppal - Appellate Division**

Defendant appealed from his judgment of conviction for vehicular homicide. Defendant's vehicle caused a chain reaction of rear-end collisions, causing one vehicle to burst into flames and kill the occupants of that vehicle. Defendant's vehicle flipped over; an off-duty EMT at the scene found defendant lying on the ground near his vehicle and began administering aid, noting the smell of alcohol on defendant's breath and the slow reaction of his pupils. Defendant admitted to the EMT that he had consumed alcohol; however, defendant later denied consuming alcohol to the investigating trooper. At the hospital, the treating physician ordered samples of defendant's blood drawn pursuant to normal procedures; state police later arrived and directed hospital personnel to retain the blood samples for law enforcement.

Police subsequently obtained a telephonic warrant to collect blood samples, and hospital personnel drew a sample of defendant's blood. The trial court also ordered the release of defendant's toxicology report and medical records related to the analysis of samples taken from defendant for medical treatment purposes. The records disclosed the presence of opiates in defendant's system and a BAC of at least .08. The trial court denied defendant's subsequent motion to suppress the initial blood and urine samples taken prior to the search warrant, finding no evidence that hospital staff drew the samples at the request of law enforcement.

On appeal, the defendant challenged the denial of his motion to suppress the results of a toxicology test from samples taken from defendant by hospital personnel during the course of defendant's treatment following the accident. The court rejected defendant's challenge and affirmed his conviction, agreeing with the trial court that the blood and urine samples taken before issuance of the search warrant were drawn as part of defendant's medical care for injuries he suffered in the crash, as medical personnel suspected possible internal injuries. Unreported

*Source Daily Briefing 8/28/2020, an exclusive New Jersey State Bar Association member benefit, in partnership with the New Jersey Law Journal. Join the NJSBA for this benefit! Kenneth Vercaemmen & Associates, 2053 Woodbridge Ave, Edison, NJ [www.njlaws.com](http://www.njlaws.com)*

### **Stop reasonable where a person ran from police even though description different**

#### **State v. Butler - Appellate Division**

Defendant appealed his drug possession conviction, arguing he was unlawfully seized, and the drugs in his possession should have been suppressed. Police responded to a report of an attempted burglary. The suspect was described as a tall black male. When police arrived, they found defendant, a short black male, across the street from the house where the report was made. Before the police could exit their vehicle, the defendant ran from the officers. As he ran, he discarded packages, which turned out to be drugs. Additional drugs were found on defendant's person. Although the police determined defendant was not the attempted burglar, he was arrested

and charged with various drug-related crimes and with resisting arrest. Defendant sought to suppress evidence of the drugs, arguing the search was not reasonable, as he did not match the description. The judge denied the motion, finding the officers had a reasonable suspicion, in part due to defendant's conduct. Defendant then pled guilty and was sentenced to a five-year term. On appeal, the court affirmed the conviction. The court found the stop was reasonable based upon the totality of the circumstances. Although defendant's description was not a perfect match of the reported suspect, there were similarities in the description aside from height. Also, his location on an otherwise empty street and his behavior when the police arrived made the seizure reasonable. Unreported

Source 9/17/2020 Daily Briefing, an exclusive New Jersey State Bar Association member benefit, in partnership with the New Jersey Law Journal. Join the NJSBA for this benefit! Kenneth Vercaemmen & Associates, 2053 Woodbridge Ave, Edison, NJ [www.njlaws.com](http://www.njlaws.com)

## **Guilty plea vacated where the driver did not admit to the accuracy of the test results.**

### **State v. Vargas - Appellate Division**

Defendant appealed the denial of his motion to vacate his guilty plea to DWI. The defendant crashed his vehicle and was taken to the hospital with serious injuries. A hospital blood test showed a BAC of .184 percent, and he was charged with a per se DWI offense, careless driving, failure to keep right, and failure to wear a seatbelt. He pled guilty to the DWI offense in April 2012. In 2018, he was again charged with DWI, and he moved to vacate his 2012 DWI conviction to avoid enhanced punishment. The municipal court rejected the defendant's arguments that the legal consequences of his guilty plea were not adequately explained to him, and the factual basis for the guilty plea was insufficient. Defendant appealed to the Law Division, which affirmed.

Defendant appealed, and the court found his argument that he was not properly advised of the consequences of his plea lacked all merit. However, defendant's plea colloquy was "not ideal," and the formulation of the critical question posed to the defendant concerning the BAC elements was problematic. Although the defendant acknowledged he understood the blood test indicated his BAC was over the legal limit, he was never asked to acknowledge or acquiesce to the accuracy of the test results. Unreported

Source Daily Briefing 9/11/2020, an exclusive New Jersey State Bar Association member benefit, in partnership with the New Jersey Law Journal. Join the NJSBA for this benefit! Kenneth Vercaemmen & Associates, 2053 Woodbridge Ave, Edison, NJ [www.njlaws.com](http://www.njlaws.com)



## **What's Happening In the News ???**

### **Southeastern Motor Freight Files RICO Lawsuit in La. Staged Accidents Case**

*ttnews*

A New Orleans motor carrier has filed a federal Racketeer Influenced and Corrupt Organizations Act civil lawsuit against a New Orleans attorney and two convicted participants in a pair of staged accidents with tractor-trailers in 2017.

The carrier, Southeastern Motor Freight Inc., alleged in the lawsuit that it was defrauded by attorney D. Patrick Keating of Nugent Keating law firm, saying Keating conspired with Damian Labeaud and Mario Solomon in two

staged accidents. Earlier this year, [Labeaud pleaded guilty to being a ringleader](#) in the incidents, and [Solomon admitted to being a “spotter,”](#) or driver of a trailing vehicle, in the intentional crashes with tractor-trailers.

The lawsuit, filed in federal court Sept. 1<sup>st</sup>, alleged that personal injury attorney Keating paid the participants in the crashes in return for referrals of other members of the fraud ring, who would falsely claim to be injured in the accidents and blame the truck drivers for the collisions.

[Click here to read the full tnews article](#)

## Legalize Weed Ballot Question

**This Constitutional Amendment will be on the November 3, 2020, General Election Ballot**

YES

CONSTITUTIONAL AMENDMENT TO LEGALIZE MARIJUANA

Do you approve amending the Constitution to legalize a controlled form of marijuana called “cannabis”?

Only adults at least 21 years of age could use cannabis. The State commission created to oversee the State’s medical cannabis program would also oversee the new, personal use cannabis market.

Cannabis products would be subject to the State sales tax. If authorized by the Legislature, a municipality may pass a local ordinance to charge a local tax on cannabis products.

NO

INTERPRETIVE STATEMENT

This amendment would legalize a controlled form of marijuana called “cannabis”. Only persons at least 21 years of age could use cannabis products legally.

The Cannabis Regulatory Commission would oversee the new adult cannabis market. This commission was created in 2019 to oversee the State’s medical cannabis program. The scope of the commission’s new authority would be detailed in laws enacted by the Legislature.

All retail sales of cannabis products in the new adult cannabis market would be subject to the State’s sales tax. If authorized by the Legislature, a municipality may pass a local ordinance to charge a local tax on cannabis products.



## Training Events

**\*\*\*Note – The list of training classes in four categories:**

- **Online / On-Demand training videos/roll call videos – are listed first**
- **Webinar Training Events – are listed second**
- **Online Training Conferences – are listed third**



- **Person to Person - Live Training Events – are listed last**

## Online / On-Demand Training Videos – Roll Call Videos



### **Today's Tip for September 1, 2020 Protecting Kids from Hot Cars**

Gordon Graham here with Today's Tip from Lexipol.

Today's Tip deals with protecting kids from hot cars and applies equally to our friends in law enforcement, the fire service, and EMS.

[Click here to access this tip of the day](#)



### **Today's Tip for September 8, 2020 Proper Hydration for Firefighters**

Gordon Graham here with Today's Tip from Lexipol.

Gordon Graham here with Today's Tip from Lexipol. Today I want to talk to firefighters about the proper hydration.

[Click here to access this tip of the day](#)



### **Today's Tip for September 15, 2020 Emotional Intelligence in De-Escalation**

Gordon Graham here with Today's Tip from Lexipol.

Gordon Graham here with Today's Tip from Lexipol. Today's tip is for my friends in law enforcement, and it's about keeping your emotions in check.

[Click here to access this tip of the day](#)



### **Today's Tip for September 22, 2020 Dealing with Negative Attitudes in Public Safety**

Gordon Graham here with Today's Tip from Lexipol.

Gordon Graham here with Today's Tip from Lexipol. And today's tip is for everyone! Today I want to talk about your attitude.

[Click here to access this tip of the day](#)



## Today's Tip for September 29, 2020 Off-Duty Law Enforcement Officer Safety Tips

Gordon Graham here with Today's Tip from Lexipol.

Today's Tip is for my law enforcement friends. I want to talk about discretion. Can you keep a secret? It can be difficult. Some people just can't. That's a problem lying in wait. I want to borrow from our military here. They know the importance of keeping secrets. The U.S. Army calls it OPSEC, or operational security.

[Click here to access this tip of the day](#)



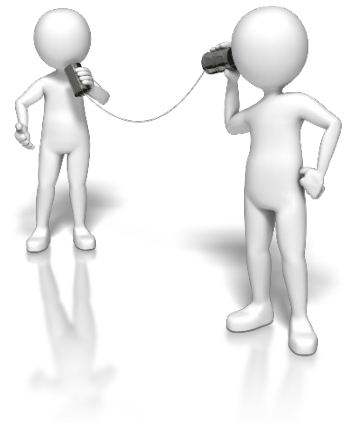
## Today's Tip for October 6, 2020 Law Enforcement Use of Recording Devices

Gordon Graham here with Today's Tip from Lexipol.

Today's Tip is for all my friends in law enforcement. It has to do with using portable recording devices. Whether using in-car video systems or body-worn cameras, these devices should be utilized to document interactions with the public early and often.

[Click here to access this tip of the day](#)

## Webinar Training Events



## National TSRP “Traffic Tuesday” Sessions: DUI Report Writing: Best Practices for the DUI Alcohol/Drug Influence Report

Date: October 20, 2020  
Times: 2:00 pm to 3:30 pm  
Cost: Free

This session will provide an in-depth discussion of techniques and tips to improve the documentation of all aspects of a DUI Investigation. This presentation is taught from a prosecutor’s perspective. It is designed to assist the law enforcement officer in improving his or her DUI Reports so that a prosecutor can better use them to succeed in court. It will also serve as a way for prosecutors to understand better what needs to be included in a DUI Report so that they can work to educate the law enforcement officers better that they deal with. A variety of DUI Reports submitted from various agencies in actual DUI Prosecutions — both good and bad examples — will be discussed and serve as examples of how to better prepare and use the DUI Alcohol/Drug Influence Report in DUI cases.

<https://attendee.gotowebinar.com/register/7189337504697235726>



## SSP Idea Sharing Network: Traffic Incident Management Training and Best Practices

Date: October 21, 2020  
Times: 1:00 pm to 3:00 pm EDT  
Cost: Free

SafeHighways.org will host its eighteenth Safety Service Patrol Idea Sharing Network webinar with support from NOCOE. The topic, selected by attendees from the previous session, will focus on Traffic Incident Management training and best practices. During this interactive 2-hour session, you will hear from several industries and SSP training on TIM training techniques and best practices, including how SSP’s have adapted training due to the pandemic. This session is open to state DOT professionals and Toll Authority Managers, so please invite your TIM trainers.

[Click here to register for this webinar](#)



## Adventures in Crowdsourcing: Business Case for Crowdsourced Data

Date: October 22, 2020  
Times: 1:30 pm to 3:00 pm EDT  
Cost: Free

This webinar features seven rapid-fire successes in the use of crowdsourced data to improve operations. Representatives of seven State and local transportation agencies will highlight how their agencies benefitted from using crowdsourced data for a traffic incident, road weather, traffic signal, maintenance, traveler information, and project prioritization functions.

Crowdsourcing turns transportation system users into real-time sensors on system performance, providing low-cost, high-quality data on traffic operations, roadway conditions, traveler information, and more. This webinar will conclude with a question, answer, and discussion to engage and inform the webinar audience.

[Click here to register for this webinar](#)

## 22nd Annual NJDOT Research Showcase Virtual “Preparing Today for a Resilient Tomorrow”

Date: October 28 to 30, 2020  
Times: 9:00 am to 12:00 noon  
Cost: Free

[Click here for more information](#)

*Registration is complimentary. This program is organized by the NJDOT Bureau of Research in partnership with the New Jersey Local Technical Assistance Program (NJ LTAP); funding is provided by the Federal Highway Administration.*

[Register here!](#)



## Talking TIM Webinar Series: October 2020

Date: October 28, 2020  
Times: 1:30 pm to 3:00 pm EDT  
Cost: Free

State and local Traffic Incident Management (TIM) programs cover a broad range of maturity from emerging programs to those that are advanced. The Talking TIM Webinar Series seeks to provide a forum where TIM champions with any level of experience can exchange information about current practices, programs, and technologies. Each month, Talking TIM will highlight successful programs, identify best practices, and showcase technology that advances the profession. The webinar agenda includes:

- » **Volunteer Fire, EMS, and Rescue Services Role in TIM** – Sarah Lee, Deputy Chief Executive with the National Volunteer Fire Council (NVFC), This is a part of the "Meet the Executive Leadership Group" series.
- » **Protecting the Queue through Crowdsourcing** – Brian Purvis, AECOM, and Project Manager with the Georgia DOT.
- » **North Carolina DOT’s New Training Track, Newsletter, and More** – Wayne Taylor, Atkins Global, and the North Carolina DOT TIM Coordinator.
- » **Using RITIS for TIM Performance Measures** – Michael Pack, Director of CATT Laboratory, will showcase new TIM templates within RITIS.

[Click here to register for this webinar](#)



## Talking TIM Webinar Series: October 2020

Date: November 2, 2020  
Times: 1:00 pm to 3:00 pm EDT  
Cost: Free

The Committee on Transportation Systems Operations (CTSO) and the National Operations Center of Excellence (NOCoE) are pleased to announce a new CTSSO TSMO Roundtable Webinar hosted by NOCoE. The next roundtable, TSMO Project Selection & Prioritization Best Practices.

The roundtable will provide peers an opportunity to share experiences on how specific TSMO projects are selected to meet the root needs of mobility, safety, and congestion (recurrent versus nonrecurrent). Key questions that will be considered will include: Of the many TSMO strategies that exist, which ones should be applied? How can I maximize the effectiveness of TSMO strategies I currently employ? What strategies produce greater (synergistic) benefits when combined with other strategies?

The panel will be moderated by Monica Harwood from the Washington State DOT. Panelists include:

- » Kelli Raboy, DC DOT
- » Jed Falgren, Minnesota DOT
- » Rod Schilling, Nevada DOT
- » TBD, Wisconsin DOT

[Click here to register for this webinar](#)



## CARMA Webinar Series: CARMA Cloud and CARMA Streets

Date: November 10, 2020  
Times: 1:00 pm to 2:30 pm EDT  
Cost: Free

CARMA is a United States Department of Transportation (USDOT) program developed by the Federal Highway Administration (FHWA) involved in advancing research and development of cooperative driving automation (CDA) with the objective of accelerating market readiness and deployment. CDA enables automated vehicles (AVs) to communicate between vehicles, infrastructure devices, and road users, such as pedestrians and cyclists. The webinar will introduce two products of the CARMA Ecosystem, CARMA Cloud, and CARMA Streets. CARMA Cloud is a cloud-based management of transportation systems. CARMA Streets is a vehicle-to-infrastructure roadside platform. The webinar also presents what is next in the CARMA program. Register today to learn how your organizations can implement CARMA products to enrich your transportation research.

[Click here to register for this webinar](#)



Date: November 12, 2020  
Times: 1:30 pm to 3:00 pm EDT  
Cost: Free

State and local Traffic Incident Management (TIM) programs cover a broad range of maturity from emerging programs to those that are advanced. The Talking TIM Webinar Series seeks to provide a forum where TIM champions with any level of experience can exchange information about current practices, programs, and technologies. Each month, Talking TIM will highlight successful programs, identify best practices, and showcase technology that advances the profession. The webinar agenda will be published soon.

[Click here to register for this webinar](#)

### National TSRP “Traffic Tuesday” Sessions: Common Defense Challenges in DUI Cases & How to Combat Them

Date: November 17, 2020  
Times: 2:00 pm to 3:30 pm  
Cost: Free

This presentation will train and expose prosecutors and officers on the most common defense challenges to DUI cases. It will discuss case law regarding DUI cases in general and explain how to effectively argue against and or avoid these common defense challenges in DUI cases. Finally, it will provide a legal basis for the argument against such common defense issues and teach both prosecutors and officers how to overcome these challenges and be more successful in DUI trials.

<https://attendee.gotowebinar.com/register/7712976618891246094>

Date: December 9 & 10, 2020  
Times: 8:00 am to 10:00 am  
Cost: Free

Using a multi-discipline approach, first responders in New Jersey will learn how to operate more efficiently and collaborate. The training covers topics including TIM guidelines, fundamentals, and terminology; notifications and scene size up; scene safety and risk management; traffic management; special circumstances; clearance; and termination.

This course is open to all traffic-incident first responders, including personnel in law enforcement, fire fighting, emergency medical services (EMS), public safety, public works, towing and recovery, and hazardous materials (HAZMAT).

<https://cait.rutgers.edu/event/njltap-traffic-incident-management-training-for-emergency-responders-december/>

## National TSRP “Traffic Tuesday” Sessions: EDR Basics for Prosecutors & Law Enforcement

Date: December 15, 2020  
Times: 2:00 pm to 3:30 pm  
Cost: Free

In DUI Manslaughter & Vehicular Homicide Cases, some of the most critical information in determining causation is related to a suspect’s vehicle and the dynamics of that vehicle’s motion and speed. Such information is often readily available to prosecutors, and law enforcement as most modern vehicles are equipped with a “black box” known as an “Electronic Data Recorder” or EDR. However, many prosecutors and law enforcement are unfamiliar with the specifics of this technology and how it can assist in these important cases.

This session will explain the basics of EDR technology so that both prosecutors and law enforcement will be familiar with the types of data such devices record, which vehicles are equipped with such devices, and how one is able to accurately and reliably obtain this crucial information from EDRs. It will also examine case studies to explain how such EDR technology and the data provided by such technology can be useful to both prosecutors and law enforcement to enhance the investigation and prosecution of DUI Manslaughter & Vehicular Homicide Cases.

<https://attendee.gotowebinar.com/register/4186574547929151502>



## Talking TIM Webinar Series: December 2020

Date: December 15, 2020  
Times: 1:30 pm to 3:00 pm EDT  
Cost: Free

State and local Traffic Incident Management (TIM) programs cover a broad range of maturity from emerging programs to those that are advanced. The Talking TIM Webinar Series seeks to provide a forum where TIM champions with any level of experience can exchange information about current practices, programs, and technologies. Each month, Talking TIM will highlight successful programs, identify best practices, and showcase technology that advances the profession. The webinar agenda will be published soon.

[Click here to register for this webinar](#)

## National TSRP “Traffic Tuesday” Sessions: The Opioid Epidemic & Impaired Driving

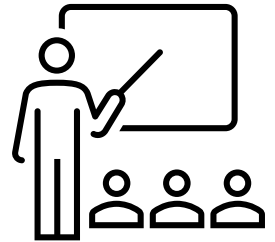
Date: January 19, 2020  
Times: 2:00 pm to 3:30 pm  
Cost: Free

The U.S. federal government declared a national public health emergency in October 2017, to address the national opioid crisis. This was a result of the unprecedented number of deaths due to drug overdoses in 2015 and 2016 with a majority of those involving opioids. While drug overdose deaths due to the opioid epidemic have been extensively covered, relatively little has been reported on the impact to drug impaired driving. Data on the rise of fentanyl and other opioids in impaired driving casework will be presented along with a review of toxicology analysis, opioid impairment, case reports and the poly-pharmacy commonly observed with these cases.

<https://attendee.gotowebinar.com/register/5131372796284240655>

## Person to Person – Live Training Events

***\*\*Please check with the training provider to ensure that the scheduled classes are still taking place.***



## DCJ - Police Traffic RADAR Instructor Refresher Courses

<u>Date</u>	<u>Location</u>
November 20, 2020	Monmouth County Police Academy
Times:	9:00 am to 1:00 pm
Cost:	Free

Presented by the NJ Division of Criminal Justice, this is a one-day refresher course that is required for RADAR instructors to maintain their certification. A radar instructor/operator certificate is valid for three years. In the third year, before expiration, each instructor must attend a refresher course.

It is the responsibility of each instructor to know when their certification expires and to renew the instructor certification before expiration. Registration must be made on the DCJ General Course Registration Form and faxed to DCJ at (732) 974-7551. A copy of the registration form is in the Appendix of this newsletter and the following link: [Click here to download the DCJ RADAR Instructor Refresher Registration Form](#)

## Patch / Department of the Month

This is a new section of our monthly newsletter. If you would like your agency's patch highlighted here, please forward a digital image of the patch along with some background information on the patch and your agency to Rich Maxwell at [rmaxwell@njptoa.org](mailto:rmaxwell@njptoa.org)



## Quote of the month

*"Trust is the coin of the realm for creating the harmony, speed, and teamwork to achieve success at the lowest cost." Jim Mattis*

Jim Mattis is a retired US Marine Corps General who served as the 26th US Secretary of Defense after serving 44 years in the Marine Corps.

**Next scheduled meeting is on November 4<sup>th</sup>**



## Remember the five tenets of Below 100

**Wear your seat belt**

**Watch your speed**

**Wear your vest**

**WIN: What's Important Now**

**Complacency kills**



**&**

**When in traffic:**

**Wear your high visibility safety vest !!**

**Stay Safe & Healthy**

**Don't forget to visit the association's website regularly, [www.njptoa.com](http://www.njptoa.com); the site is updated periodically. It is also the place to go for resources and updates about the association. If you have anything for the website, please contact one of the association's officers.**

## Newsletter Information

If any member would like to submit an article, information about events and training, or anything you want to spread the word about dealing with traffic safety, please email it to Rich Maxwell at [rmaxwell@njptoa.org](mailto:rmaxwell@njptoa.org)

**Disclaimer** – This newsletter is published monthly by the New Jersey Police Traffic Officers Association (NJTOA), a not for profit organization. The use of this newsletter is intended for current association members and selected individuals; it is not intended for use by the general public. By reading/using/downloading this newsletter, you accept this disclaimer in full. Information contained within this newsletter generally relates to issues of traffic safety and/or police; it is not necessarily the opinion or official position of the NJPTOA. It is not intended to constitute legal or other advice; instead, all information, content, and materials available in it are for general informational purposes only. Readers of this newsletter should contact their attorney or prosecutor to obtain advice concerning any particular legal matter. No reader, user, or browser of this newsletter should act or refrain from acting based on information in this newsletter. Use of, and access to, this newsletter or any of the links or resources contained within it do not create an attorney-client relationship, or any other relationship, between the reader, user, or browser and the NJPTOA, newsletter authors, contributors, contributing law firms, or editors, and their respective employers. All liability concerning actions taken or not taken based on the contents of this newsletter are hereby expressly disclaimed. The content in this newsletter is provided "as is;" no representations are made that the content is error-free, correct, accurate, complete, or non-misleading.

# Appendix

NJ Police Traffic Officers Association  
PO Box 664  
Voorhees, NJ 008043  
856-220-1433

## 2020 MEMBERSHIP DUES INVOICE

DATE	ITEM	AMOUNT
1/1/2020	2020 Annual Membership Dues for Police Department	50.00
	<b>NJPTOA Tax ID number: 22-2344113</b>	
	<b>TOTAL:</b>	<b>\$50.00</b>

**DATE:** 1/1/2020

**SIGNED:**

*Sgt. Nicholas Schock*

**Sgt. Nicholas Schock  
President.**

*Copies of purchase orders can be mailed, faxed to 856-783-0012, or scanned and emailed to [MWILSON@NJPTOA.ORG](mailto:MWILSON@NJPTOA.ORG)*

# Motor Vehicle Advisory

**Philip D. Murphy**  
Governor

**Sheila Y. Oliver**  
Lt. Governor

**B. Sue Fulton**  
Chair and Chief Administrator

TO: All Law Enforcement Officials  
c/o Attorney General, Gurbir S. Grewal

FROM: B. Sue Fulton, Chair and Chief Administrator

DATE: September 23, 2020

SUBJECT: **ADMINISTRATIVE ORDER 2020-07**

Today I signed Administrative Order 2020-07, which orders as follows:

- Any valid New Jersey commercial driver license (“CDL”) or commercial learner permit (“CLP”) due for renewal between March 1, 2020 and December 31, 2020 shall expire on December 31, 2020.
- For CDL or CLP holders who have proof of a valid medical certification or medical variance that **expired on or after March 1, 2020 but before June 1, 2020**: the requirement to submit a medical examiner’s certificate and any required medical variance is waived until October 31, 2020.
- For CDL or CLP holders who have proof of a valid medical certification or medical variance that **expired on or after June 1, 2020**: the requirement to submit a medical examiner’s certificate and any required medical variance is waived until December 31, 2020.
- CDL and CLP holders eligible for relief under the Administrative Order must carry a paper copy of their medical certificate.
- CDLs, CLPs, Medical Examiner Certificates and Medical Certifications that expired prior to March 1, 2020 are NOT extended. Medical Examiner Certificates issued for less than 90 days are NOT extended.

Please carefully read Administrative Order 2020-07, and the FMCSA attachments, and be sure to note that the extension provided therein does not restore a driving or registration privilege that is subject to a valid order of suspension.

Thank you.

Attachments (3)

STATE OF NEW JERSEY

**Philip D. Murphy**  
Governor

**Sheila Y. Oliver**  
Lt. Governor

**B. Sue Fulton**  
Chair and Chief Administrator

### ADMINISTRATIVE ORDER 2020-07

I, B. Sue Fulton, Chair and Chief Administrator of the New Jersey Motor Vehicle Commission ("MVC"), as authorized pursuant to Executive Order No. 180 (2020), the Motor Vehicle Security and Customer Service Act, N.J.S.A. 39:2A-1, et seq., N.J.S.A. 39:3-10, N.J.S.A. 39:3-10.30, the Federal Motor Carrier Safety Administration Waiver in Response to the COVID-19 National Emergency - For States, CDL Holders, CLP Holders, and Interstate Drivers Operating Commercial Motor Vehicles, dated September 18, 2020, and Notice of Enforcement Policy Regarding Expiring Driver's Licenses And Medical Examiner's Certificates During COVID-19 National Emergency, reissued September 18, 2020, and for good cause shown, do hereby order as follows:

1. Any valid New Jersey commercial driver license ("CDL") or commercial learner permit ("CLP") due for renewal between March 1, 2020 and December 31, 2020 shall hereby expire on December 31, 2020.

For CDL or CLP holders who have proof of a valid medical certification or medical variance that **expired on or after March 1, 2020 but before June 1, 2020**: the requirement to submit a medical examiner's certificate and any required medical variance is waived until October 31, 2020.

For CDL or CLP holders who have proof of a valid medical certification or medical variance that **expired on or after June 1, 2020**: the requirement to submit a medical examiner's certificate and any required medical variance is waived until December 31, 2020.

CDL and CLP holders eligible for relief under this Administrative Order must carry a paper copy of their medical certificate.

2. CDLs, CLPs, Medical Examiner Certificates and Medical Certifications that expired prior to March 1, 2020 are NOT extended. Medical Examiner Certificates issued for less than 90 days are NOT extended.
3. The requirement under 49 C.F.R. § 383.25(e) that CLP holders wait 14 days to take the CDL skills test is hereby waived until December 31, 2020.

4. Nothing in this Order shall be construed as restoring the commercial driving privilege of any person subject to an order of suspension or any suspension order imposed after the date of this Order.
5. Nothing in this Order shall be construed as permitting the operation of a commercial motor vehicle without complying with the appropriate laws pertaining to commercial driver licensing and all safety requirements governing the operation of commercial motor vehicles, including maintaining and having in effect all required insurance.
6. Nothing in this Order shall be construed as reducing the fee required to be paid upon renewal of any basic or commercial driver license or vehicle registration.
7. For important terms, conditions and restrictions see attached a) Federal Motor Carrier Safety Administration Waiver in Response to the COVID-19 National Emergency - For States, CDL Holders, CLP Holders, and Interstate Drivers Operating Commercial Motor Vehicles, dated September 18, 2020, and b) Notice of Enforcement Policy Regarding Expiring Driver's Licenses and Medical Examiner's Certificates During COVID-19 National Emergency, reissued September 18, 2020.

This Order shall take effect October 1, 2020.



B. Sue Fulton  
Chair and Chief Administrator

Date: September 23, 2020





U.S. Department  
of Transportation

**Federal Motor Carrier  
Safety Administration**

1200 New Jersey Avenue, SE  
Washington, DC 20590

**Waiver in Response to the COVID-19 National Emergency –  
For States, CDL Holders, CLP Holders, and Interstate Drivers  
Operating Commercial Motor Vehicles**

**September 18, 2020**

**AGENCY:** Federal Motor Carrier Safety Administration (FMCSA), DOT.

**ACTION:** Grant of waiver.

**SUMMARY:** FMCSA grants a waiver from certain regulations applicable to interstate and intrastate commercial driver's license (CDL) and commercial learner's permit (CLP) holders and to other interstate drivers operating commercial motor vehicles (CMVs). FMCSA has initiated this action in response to the President's declaration of a national emergency under 42 U.S.C. § 5191(b) and the public health emergency declared by the Health and Human Services Secretary related to Coronavirus Disease 2019 (COVID-19) and section 4 of Executive Order No. 13924, Regulatory Relief to Support Economic Recovery, 85 FR 31353 (June 9, 2020).

**DATES:** This waiver is effective October 1, 2020 and expires on December 31, 2020.

**FOR FURTHER INFORMATION CONTACT:** Ms. Nikki McDavid, Chief of the Commercial Driver's License Division, Office of Safety Programs, 202-366-0831, Federal Motor Carrier Safety Administration, 1200 New Jersey Avenue SE, Washington, DC 20590- 0001.

**Legal Basis**

The Transportation Equity Act for the 21st Century (TEA-21) (Pub. L. 105-178, 112 Stat. 107, June 9, 1998) provides the Secretary of Transportation (the Secretary) authority to grant waivers from any of the Federal Motor Carrier Safety Regulations issued under either 49 U.S.C. § 31136 or Chapter 313 of Title 49 of the United States Code, to a person(s) seeking regulatory relief (49 U.S.C. §§ 31136(e), 31315(a)). The Secretary must make a determination that the waiver is in the public interest and that it is likely to achieve a level of safety that is equivalent to, or greater than, the level of safety that would be obtained in the absence of the waiver. Individual waivers may be granted only for a specific unique event for a period up to three months. TEA-21 authorizes the Secretary to grant waivers without requesting public comment and without providing public notice.

The Administrator of FMCSA has been delegated authority under 49 CFR 1.87(e) and (f) to carry out the functions vested in the Secretary by 49 U.S.C. chapter 313, relating to commercial motor

vehicle operators, and 49 U.S.C. chapter 311, subchapter I and III, relating to commercial motor vehicle programs and safety regulations.

## **Background**

On March 13, 2020, the President declared a national emergency under 42 U.S.C. § 5191(b) related to Coronavirus Disease 2019 (COVID-19) and on May 19, 2020, issued Executive Order No. 13924, Regulatory Relief to Support Economic Recovery, 85 FR 31353 (June 9, 2020). This waiver is in response to the COVID-19 public health emergency and the effects on people and the immediate risk to public health, safety, and welfare in the fifty States and the District of Columbia. On March 24, 2020, and, again, on June 15, 2020, FMCSA granted a waiver covering various regulatory provisions affecting CDL holders, CLP holders, and drivers operating CMVs (non-CDL drivers) that will expire on September 30, 2020. Due to the COVID-19 public health emergency, several States have experienced greater than normal employee absences or closed offices of their State Driver Licensing Agencies (SDLAs) in response to the guidance from the U.S. Centers for Disease Control and Prevention (CDC) to use social distancing to reduce the spread of COVID-19. As part of their phased reopening, States have reopened their SDLAs and most have only resumed limited operations. The pace of return to normal operations has varied across the country.

As a result, many CDL and CLP holders may be unable to renew their CDLs and CLPs or provide medical certificates to their SDLA. In addition, due to limited operations or backlogs, drivers may be unable to obtain appointments for physical examinations with medical examiners to comply with the Federal Motor Carrier Safety Regulations (FMCSRs). Given the national emergency, there is a continued public need for transportation of essential supplies, equipment, and persons, which requires an adequate and sustained supply of CDL holders, CLP holders, and drivers operating CMVs (non-CDL drivers). This waiver is granted to provide the same needed relief from specified FMCSRs for CDL holders, CLP holders, and non-CDL drivers that was provided by the March 24 and June 15 waivers.

## **FMCSA's Determination and Regulatory Provisions Waived**

Consistent with the statutory requirements for waivers, FMCSA has determined that it is in the public interest to grant a waiver, limited in scope and circumstances, that is likely to achieve a level of safety that is equivalent to, or greater than, the level of safety that would be obtained in the absence of the waiver.

To respond to this unique event and to continue the ability of intrastate and interstate CDL and CLP holders and interstate non-CDL drivers to transport goods in response to the COVID-19 public health emergency, this waiver:

- Extends until December 31, 2020, the maximum period of CDL validity by waiving 49 CFR 383.73(b)(9) and 383.73(d)(6) for CDLs due for renewal on or after March 1, 2020.
- Extends until December 31, 2020, the maximum period of CLP validity by waiving 49 CFR 383.73(a)(2)(iii) and 383.25(c) for CLPs that are due for renewal on or after March 1, 2020, without requiring the CLP holders to retake the general and endorsement knowledge tests.

- Waives until December 31, 2020, the requirement under 49 CFR 383.25(e) that CLP holders wait 14 days to take the CDL skills test.
- Waives, in accordance with the following periods of eligibility, the requirement under 49 CFR 391.45 that CDL holders, CLP holders, and non- CDL drivers have a medical examination and certification, provided that they have proof of a valid medical certification and any required medical variance (as defined in 49 CFR 390.5T such as an exemption letter or a skill performance evaluation certificate) that were issued for a period of 90 days or longer:
  - For CDL holders, CLP holders, and non- CDL drivers whose medical certification was valid on February 29, 2020 and expired on or after March 1, 2020 but before June 1, 2020, the requirement under 49 CFR 391.45 is waived until October 31, 2020.
  - For CDL holders, CLP holders, and non-CDL drivers whose medical certification expired on or after June 1, 2020, the requirement under 49 CFR 391.45 is waived until December 31, 2020.
- Waives, in accordance with the following periods of eligibility, the requirement under 49 CFR 383.71(h)(3) that, in order to maintain the medical certification status of “certified,” CDL or CLP holders provide the SDLA with an original or copy of a subsequently issued medical examiner’s certificate and any required medical variance:
  - For CDL or CLP holders who have proof of a valid medical certification or medical variance that expired on or after March 1, 2020 but before June 1, 2020, the requirement under 49 CFR 383.71(h)(3) is waived until October 31, 2020.
  - For CDL or CLP holders who have proof of a valid medical certification or medical variance that expired on or after June 1, 2020, the requirement under 49 CFR 383.71(h)(3) is waived until December 31, 2020.
- Waives, in accordance with the following periods of eligibility, the requirement under 49 CFR 383.73(o)(2) that the SDLA change the CDL or CLP holder’s medical certification status to “not certified” upon the expiration of the medical examiner’s certificate or medical variance:
  - For CDL or CLP holders who have proof of a valid medical certification or medical variance that expired on or after March 1, 2020 but before June 1, 2020, the requirement under 49 CFR 383. 73(o)(2) is waived until October 31, 2020.
  - For CDL or CLP holders who have proof of a valid medical certification or medical variance that expired on or after June 1, 2020, the requirement under 49 CFR 383. 73(o)(2) is waived until December 31, 2020.

- Waives, in accordance with the following periods of eligibility, the requirements under 49 CFR 383.73(o)(4) that the State Driver Licensing Agency initiate a CDL or CLP downgrade upon the expiration of the medical examiner's certificate or medical variance:
  - For CDL or CLP holders who have proof of a valid medical certification or medical variance that expired on or after March 1, 2020 but before June 1, 2020, the requirement under 49 CFR 383.73(o)(4) is waived until October 31, 2020.
  - For CDL or CLP holders who have proof of a valid medical certification or medical variance that expired on or after June 1, 2020, the requirement under 49 CFR 383.73(o)(4) is waived until December 31, 2020.
- In accordance with 49 CFR 383.23(a)(1) and 391.41(a)(1)(i), until December 31, 2020, FMCSA continues to recognize the validity of commercial driver's licenses issued by Canadian Provinces and Territories and Licencias Federales de Conductor issued by the United Mexican States, in accordance with 49 CFR part 383, when such jurisdictions issue a similar notice or declaration extending the validity date of the medical examination and certification and/or validity of the corresponding commercial driver's license due to interruption to government service resulting from COVID-19.

States, CDL holders, CLP holders, and interstate non-CDL CMV drivers are covered under this waiver without further action.

FMCSA will not issue a finding of noncompliance under 49 CFR part 384 against States for action or inaction consistent with this waiver.

FMCSA's legal authorities extend to waiver of the maximum period under the FMCSRs for State issuance of CDLs (8 years). While many States have adopted the maximum 8-year renewal period, other States have adopted shorter periods, and waiving the 8-year limit would provide no relief to drivers with CDLs issued by those States. In the interest of effectively providing automatic CDL renewal relief for as many drivers with recently expired CDLs as possible, FMCSA is therefore issuing a separate Notice of Enforcement Policy stating that, through December 31, 2020, the Agency will not take enforcement against drivers for operation of a CMV if the driver held a valid CDL on February 29, 2020, or against motor carriers for use of such a driver. Most States have adopted the full 1-year maximum period of CLP validity, but FMCSA is similarly including its Enforcement Policy a comparable provision on non-enforcement of recently expired CLPs.

FMCSA notes that this waiver is also applicable to non-domiciled CLPs and CDLs to the extent the waived requirements are applicable to the driver. The waiver, however, does not authorize States to extend the validity of a non-domiciled CLP or CDL beyond the non-domiciled driver's approved legal presence. States that issue non-domiciled CDLs for a period of validity of less than 8 years currently have the discretion to extend the validity of the license without the need for regulatory relief, provided the non-domiciled driver's legal presence is valid.

***Public Interest***

FMCSA finds that the granting of this waiver is in the public interest, given interstate and intrastate CDL and CLP holders' and interstate non-CDL drivers' critical role in delivering necessary property and passengers, including, but not limited to, shipments of essential supplies and persons to respond to the COVID-19 public health emergency. This waiver is in the public interest because it would allow drivers covered under this waiver to deliver essential supplies and persons across State lines to address the national emergency and would aid in the economic recovery. This waiver will also reduce the administrative burden on State Driver Licensing Agencies and CDL, CLP, and interstate non-CDL drivers during this national emergency.

***Safety Equivalence*** Due to the limited scope of this waiver, the short duration, and the ample precautions that remain in place, FMCSA has determined that the waiver is likely to achieve a level of safety that is equivalent to the level of safety that would be obtained absent the waiver.

The waiver of a particular regulation should not be looked at in isolation but rather as part of the whole of all regulations governing the safety of drivers. Waiver determinations are made holistically, taking all relevant factors into account. *See International Bhd of Teamsters v. DOT*, 724 F.3d 206 (D.C. Cir. 2013). Notably, although the maximum period of CDL and CLP validity is set by regulation, it is not one of the core of regulations that FMCSA evaluates to determine whether a State program is in "substantial compliance." See 49 CFR 384.301. This waiver also enhances safety by not requiring or incentivizing State offices to disregard CDC recommendations on social distancing or Federal or State guidance on phased reopening.

The waiver does not alter any of the knowledge and skills testing requirements for obtaining either a CDL, a CLP, or a necessary endorsement. It does not allow States to extend the license of a CDL or CLP holder whose credential expired prior to March 1, 2020. It does not apply to a CDL or CLP holder if the driver's privileges have been suspended or withdrawn for traffic offenses. And, this waiver does not authorize States to extend the validity of a non-domiciled CLP or CDL beyond the non-domiciled driver's approved legal presence.

For regulatory provisions concerning driver medical certification, FMCSA is limiting the period of eligibility for drivers whose medical certification or medical variance expired before June 1, 2020. While FMCSA recognizes that drivers continue to experience difficulty in obtaining a medical certification or variance and providing it to the SLDA, the Agency must also ensure safety by limiting how long a driver may operate a CMV with an expired medical certificate or variance. To balance these needs, this waiver covers drivers whose medical certification or variance expired before June 1, 2020 until *October 31, 2020*. FMCSA does not anticipate waiving the medical certification requirements beyond October 31, 2020 for drivers whose medical certification or variance expired before June 1, 2020, and the Agency urges these drivers to obtain a new medical certificate or variance as soon as practicable. The Agency also encourages SDLAs and medical examiners, to the extent administratively practicable, to prioritize for appointments drivers in this category. Drivers whose medical certification or variance expired after June 1, 2020 are covered under this waiver until December 31, 2020.

In this case, FMCSA believes that the measures listed below under Terms, Conditions, and Restrictions of the Waiver, including proof of a recently expired valid CDL, CLP or medical certificate, the inapplicability of the waiver to expired medical certificates issued for less than 90



days, and the requirement to notify FMCSA in the event of accidents involving drivers operating under the waiver, taken collectively, provide the assurance needed to meet the legal standard that granting the waiver is likely to achieve an “equivalent level of safety.”

As such, FMCSA has determined that a waiver from the regulations noted above during the period of the waiver will likely achieve a level of safety that is equivalent to, or greater than, the level of safety that would be obtained in the absence of the waiver.

### ***Unique Circumstances***

The COVID-19 public health emergency led to widespread closures of State and Federal government offices, reduction of government and medical services, and disruption of transportation systems, including driver shortages and related interruption of supply chains, which are heavily dependent on continued CMV operations. FMCSA finds that the circumstances surrounding this waiver are unique because such government and medical operations are not providing their usual level of service.

For the reasons above, FMCSA grants a waiver as provided above, subject to the terms, conditions and restrictions below. Upon expiration of this waiver, FMCSA does not anticipate issuing another national waiver from the ordinarily applicable licensing and medical certificate requirements. The Agency encourages drivers to obtain their renewed licenses and medical certificates and encourages SDLAs to bring their operations back to normal as soon as practicable, consistent with all applicable Federal, State, and local laws and guidance, as this waiver expires on December 31, 2020.

### **Terms, Conditions, and Restrictions of the Waiver**

This waiver covers States, CDL holders, CLP holders and interstate non-CDL CMV drivers for the period beginning at 12:00 a.m. on October 1, 2020, through 11:59 p.m. on December 31, 2020.

- (1) This waiver does not apply to a CDL or CLP holder if the driver’s license or permit expired before March 1, 2020.
- (2) This waiver does not apply to a non-domiciled CLP or CDL holder if the non-domiciled driver’s legal presence is not valid.
- (3) This waiver does not apply to a CDL or CLP holder if the driver’s privileges have been suspended or withdrawn for traffic offenses.
- (4) Drivers claiming relief under this waiver from the requirement for a valid medical certificate must have proof of a valid medical certificate and any required medical variance in accordance with the periods of eligibility set forth above, and carry a paper copy of their expired medical certificates.
- (5) Drivers who cannot produce evidence of a prior medical certification and any required medical variance in accordance with the periods of eligibility set forth above, are not covered under this waiver, including new drivers who have never obtained a medical certification.

- (6) Drivers who, since their last medical certificate was issued, have been diagnosed with a medical condition that would disqualify the driver from operating in interstate commerce, or who, since their last medical certificate was issued, have developed a condition that requires an exemption or Skill Performance Evaluation from FMCSA are not covered under this waiver.
- (7) This waiver does not apply to medical examiner's certificates originally issued for less than 90 days.
- (8) Notification to FMCSA of Accidents. Each motor carrier must notify FMCSA within 5 business days of an accident (as defined in 49 CFR 390.5), involving any CDL holder, CLP holder, or non-CDL driver operating under the terms of this waiver. See 49 CFR 390.15(b) (requiring maintenance of accident registry.) Notification shall be by email to [MCPSD@DOT.GOV](mailto:MCPSD@DOT.GOV). The notification must include the following information:
- i. Date of the accident;
  - ii. City or town, and State in which the accident occurred, or closest to the accident scene;
  - iii. Driver's name and license number;
  - iv. Vehicle number and State license number;
  - v. Number of individuals suffering physical injury;
  - vi. Number of fatalities;
  - vii. The police-reported cause of the accident (if available at time of the report); and
  - viii. Whether the driver was cited for violation of any traffic laws, or motor carrier safety regulations.
- (9) FMCSA reserves the right to revoke this waiver for drivers' involvement in accidents, motor carriers' failure to report accidents, and drivers' failure to comply with the restrictions of this waiver.

Issued: September 18, 2020

James Wiley Deck  
Deputy Administrator



U.S. Department  
of Transportation

**Federal Motor Carrier  
Safety Administration**

1200 New Jersey Avenue, SE  
Washington, DC 20590

**NOTICE OF ENFORCEMENT POLICY  
REGARDING EXPIRING DRIVER'S LICENSES  
AND MEDICAL EXAMINER'S CERTIFICATES  
DURING COVID-19 NATIONAL EMERGENCY**

The President has declared a national emergency under 42 U.S.C. § 5191(b) and the Health and Human Services Secretary declared a public health emergency related to Coronavirus Disease 2019 (COVID-19). On May 19, 2020, the President also issued Executive Order No. 13924, 85 FR 31353 (June 9, 2020) directing agencies to take actions to facilitate economic recovery from the effects of COVID-19. This Notice is in response to the COVID-19 public health emergency and the effects on people and the immediate risk to public health, safety, welfare and economic recovery in the fifty States and the District of Columbia. Due to the COVID-19 public health emergency, many States have experienced greater than normal employee absences or closed offices of their State Driver Licensing Agencies (SDLAs) in response to the guidance from the U.S. Centers for Disease Control and Prevention to use social distancing to reduce the spread of COVID-19. As part of their phased reopening, States have reopened their SDLAs and most have only resumed limited operations. The pace of return to normal operations has varied across the country. As a result, many commercial motor vehicle (CMV) drivers may be unable to renew their driver's license or provide a medical certificate to their SDLA.

In addition, due to limited operations or backlogs, drivers may be unable to obtain appointments for physical examinations with medical examiners to comply with the Federal Motor Carrier Safety Regulations (FMCSRs). Given the national emergency, there is a continued public need for immediate transportation of essential supplies, equipment, and persons, which requires an adequate and sustained supply of CMV drivers including Commercial Learner's Permit (CLP) holders, Commercial Driver's License (CDL) holders, and non-CDL commercial drivers. Ensuring that drivers are available to operate CMVs during the national emergency is critical to continued operation of the transportation and energy supply networks and the safety and economic stability of our Nation.

This Notice of Enforcement Policy, effective until December 31, 2020, extends a previous notice that was effective from March 24, 2020 through September 30, 2020. It provides needed relief from specified FMCSRs for CLP holders, CDL holders, and non-CDL drivers and motor carriers using those drivers. This Notice of Enforcement Policy applies to all CLP holders, CDL holders, and non-CDL drivers whose licenses were issued for less than the maximum period established by 49 CFR 383.25 and 383.73 and was valid on February 29, 2020 and expired on or after March 1, 2020.

FMCSA will exercise its enforcement discretion to not take enforcement action for the following:

1. 49 CFR 383.23(a)(2) – a CLP or CDL holder operating a CMV with an expired license, but only if the CLP or CDL was valid on February 29, 2020, and expired on or after March 1, 2020. Enforcement discretion regarding this provision also applies to non-domiciled CLP or CDL holders, provided the holder’s legal presence is valid.
2. 49 CFR 383.37(a) – a motor carrier that allows a CLP or CDL driver, including non-domiciled CLP or CDL holders with valid legal presence, to operate a CMV during a period in which the driver does not have a current CLP or CDL, but only if the CLP or CDL was valid on February 29, 2020, and expired on or after March 1, 2020.
3. 49 CFR 391.11(b)(5) – a CMV driver (i.e., CLP, CDL, or non-CDL license holder) or motor carrier that allows a CMV driver to operate a CMV during a period in which the driver’s operator license has expired, but only if the driver’s license was valid on February 29, 2020, and expired on or after March 1, 2020, and the driver is otherwise qualified to drive under 391.11.
4. 49 CFR 391.45(b) – a CMV driver or motor carrier that allows a CMV driver to operate a CMV during a period in which the driver does not have the current medical certificate and any required medical variance as required by 49 CFR 391.45(b), in accordance with the following periods of eligibility:
  - For CMV drivers who have proof of a valid medical certification or medical variance that expired on or after March 1, 2020 but before June 1, 2020, FMCSA will exercise its enforcement discretion to not take enforcement action regarding the requirement under 49 CFR 391.45(b) until October 31, 2020.
  - For CMV drivers who have proof of a valid medical certification or medical variance that expired on or after June 1, 2020, FMCSA will exercise its enforcement discretion to not take enforcement action regarding the requirement under 49 CFR 391.45(b) until December 31, 2020.

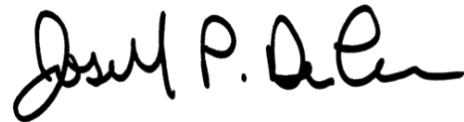
In accordance with 49 CFR 383.23(a)(1) and 391.41(a)(1)(i), FMCSA also continues to recognize the validity of commercial driver’s licenses issued by Canadian Provinces and Territories and Licencias Federales de Conductor issued by the United Mexican States, in accordance with 49 CFR part 383, when such jurisdictions issue a similar notice or declaration extending the validity date of the medical examination and certification and/or validity of the corresponding commercial driver’s license due to interruption to government service resulting from COVID-19.

All CLP and CDL drivers are required to comply with all other applicable obligations under the FMCSRs and other applicable laws.

This Notice creates no individual rights of action and establishes no precedent for future determinations.

This Notice is effective on October 1, 2020 and, with the exceptions noted above, remains in effect through December 31, 2020.

Reissued: September 18, 2020.

A handwritten signature in black ink, reading "Joseph P. DeLorenzo". The signature is written in a cursive style with a large initial "J" and a long horizontal stroke at the end.

Joseph P. DeLorenzo  
Acting Associate Administrator for Enforcement



# Motor Vehicle Advisory

**Philip D. Murphy**  
Governor

**Sheila Y. Oliver**  
Lt. Governor

**B. Sue Fulton**  
Chair and Chief Administrator

**TO:** All Law Enforcement Officials  
**FROM:** B. Sue Fulton, Chair and Chief Administrator  
**DATE:** September 25, 2020  
**SUBJECT:** **Vehicle Registration Cards**

Effective September 2020, the New Jersey Motor Vehicle Commission (MVC) will begin issuing a new vehicle registration card. The new vehicle registration card will now have a blue header. It will continue to maintain the same vehicle and driver pertinent information- the only change is the color of the header on the card.

Please note the change will begin with upcoming vehicle renewal cycles starting this month.

**Sample Image:**



DEAR REGISTERED OWNER:  
HERE IS YOUR NEW REGISTRATION. WE APPRECIATE THE OPPORTUNITY TO SERVE. YOU

**R112134760**

B. Sue Fulton, Chief Administrator

MVC SAMPLE  
111 MVC LANE  
TRENTON NJ 08666



# Motor Vehicle Advisory

**Philip D. Murphy**  
Governor

**Sheila Y. Oliver**  
Lt. Governor

**B. Sue Fulton**  
Chair and Chief Administrator

TO: All Law Enforcement Officials  
FROM: B. Sue Fulton, Chair and Chief Administrator  
DATE: September 30, 2020  
SUBJECT: **REVISED ADMINISTRATIVE ORDER 2020-07 (CDL- HAZMAT)**

The Transportation Safety Administration (TSA) has again authorized extensions for Hazardous Material Endorsements (HAZMAT) to CDLs.

HAZMAT endorsements due for renewal **between April 1, 2020 and June 30, 2020 are extended for 180 days**. HAZMAT endorsements due for renewal **between July 1, 2020 and October 29, 2020 are extended to December 31, 2020**.

All HAZMAT endorsement holders eligible for this extension must hold a valid CDL and initiate the process to renew their security threat assessment no later than 60 days before the extended HAZMAT endorsement expiration date.

HAZMAT endorsements that expired prior to March 1, 2020 are NOT extended.

Administrative Order 2020-07 also extends the expiration dates for CDL, CLP, and medical certifications as follows:

- CDL and CLP expiration dates between March 1, 2020 and December 31, 2020 have been extended to December 31, 2020.
- Medical certifications that expired on or after March 1, 2020 but before June 1, 2020 have been extended to October 31, 2020. Medical certifications that expired on or after June 1, 2020 have been extended to December 31, 2020.

Please carefully read the revised Administrative Order 2020-07 and be sure to note that the extension provided therein does not restore a driving or registration privilege that is subject to a valid order of suspension.

Thank you.

Attachment

STATE OF NEW JERSEY

**Philip D. Murphy**  
Governor

**Sheila Y. Oliver**  
Lt. Governor

**B. Sue Fulton**  
Chair and Chief Administrator

**REVISED**

**ADMINISTRATIVE ORDER 2020-07**

I, B. Sue Fulton, Chair and Chief Administrator of the New Jersey Motor Vehicle Commission (“MVC”), as authorized pursuant to Executive Order No. 186 (2020), the Motor Vehicle Security and Customer Service Act, N.J.S.A. 39:2A-1, et seq., N.J.S.A. 39:3-10, N.J.S.A. 39:3-10.30, the Federal Motor Carrier Safety Administration Waiver in Response to the COVID-19 National Emergency - For States, CDL Holders, CLP Holders, and Interstate Drivers Operating Commercial Motor Vehicles, dated September 18, 2020, Notice of Enforcement Policy Regarding Expiring Driver’s Licenses And Medical Examiner’s Certificates During COVID-19 National Emergency, reissued September 18, 2020, and Transportation Security Administration Notice To Extend Exemption From Renewal of the Hazardous Materials Endorsement Security Threat Assessment for Certain Individuals [Docket No. TSA–2003–14610], dated July 31, 2020, and for good cause shown, do hereby order as follows:

1. Any valid New Jersey commercial driver license (“CDL”) or commercial learner permit (“CLP”) due for renewal between March 1, 2020 and December 31, 2020 shall hereby expire on December 31, 2020.

For CDL or CLP holders who have proof of a valid medical certification or medical variance that **expired on or after March 1, 2020 but before June 1, 2020**: the requirement to submit a medical examiner’s certificate and any required medical variance is waived until October 31, 2020.

For CDL or CLP holders who have proof of a valid medical certification or medical variance that **expired on or after June 1, 2020**: the requirement to submit a medical examiner’s certificate and any required medical variance is waived until December 31, 2020.

CDL and CLP holders eligible for relief under this Administrative Order must carry a paper copy of their medical certificate.

CDLs, CLPs, Medical Examiner Certificates and Medical Certifications that expired prior to March 1, 2020 are NOT extended. Medical Examiner Certificates issued for less than 90 days are NOT extended.

2. The requirement under 49 C.F.R. § 383.25(e) that CLP holders wait 14 days to take the CDL skills test is hereby waived until December 31, 2020.
3. Any valid Hazardous Materials (“HAZMAT”) endorsement due for renewal **between April 1, 2020 and June 30, 2020 shall be extended for 180 days.**

Any valid HAZMAT endorsement due for renewal **between July 1, 2020 and October 29, 2020 shall be extended to December 31, 2020.**

All HAZMAT endorsement holders eligible for this extension must hold a valid CDL and initiate the process to renew their security threat assessment no later than 60 days before the extended HAZMAT endorsement expiration date.

HAZMAT endorsements that expired prior to March 1, 2020 are NOT extended.

4. Nothing in this Order shall be construed as restoring the commercial driving privilege of any person subject to an order of suspension or any suspension order imposed after the date of this Order.
5. Nothing in this Order shall be construed as permitting the operation of a commercial motor vehicle without complying with the appropriate laws pertaining to commercial driver licensing and all safety requirements governing the operation of commercial motor vehicles, including maintaining and having in effect all required insurance.
6. Nothing in this Order shall be construed as reducing the fee required to be paid upon renewal of any basic or commercial driver license or vehicle registration.
7. For important terms, conditions and restrictions see attached a) Federal Motor Carrier Safety Administration Waiver in Response to the COVID-19 National Emergency - For States, CDL Holders, CLP Holders, and Interstate Drivers Operating Commercial Motor Vehicles, dated September 18, 2020, and b) Notice of Enforcement Policy Regarding Expiring Driver’s Licenses and Medical Examiner’s Certificates During COVID-19 National Emergency, reissued September 18, 2020.

This Order shall take effect October 1, 2020.



B. Sue Fulton  
Chair and Chief Administrator

Date: September 28, 2020

# Motor Vehicle Advisory

**Philip D. Murphy**  
Governor

**Sheila Y. Oliver**  
Lt. Governor

**B. Sue Fulton**  
Chair and Chief Administrator

TO: All Law Enforcement Officials  
FROM: B. Sue Fulton, Chair and Chief Administrator  
DATE: October 2, 2020  
SUBJECT: **ADMINISTRATIVE ORDER 2020-08**

Today I signed Administrative Order 2020-08, which orders that any valid Disabled Veteran or Purple Heart Recipient placard issued by the MVC that expired on or after March 31, 2020 shall expire 90 days after the expiration of the COVID-19 Public Health Emergency.

The COVID-19 Public Health Emergency was originally declared by Governor Phil Murphy on March 9, 2020 and has since been extended pursuant to the Emergency Health Powers Act.

Disabled Veteran and Purple Heart Recipient placards that expired prior to March 31, 2020 are not extended.

Please carefully read the attached Administrative Order 2020-08.

Thank you.

Attachment



STATE OF NEW JERSEY

**Philip D. Murphy**  
Governor

**Sheila Y. Oliver**  
Lt. Governor

**B. Sue Fulton**  
Chair and Chief Administrator

### ADMINISTRATIVE ORDER 2020-08

I, B. Sue Fulton, Chair and Chief Administrator of the New Jersey Motor Vehicle Commission (“MVC”), as authorized pursuant to the Motor Vehicle Security and Customer Service Act, N.J.S.A. 39:2A-1, et seq., N.J.A.C. 13:20-9.9(d), N.J.A.C. 13:20-9.9(e), and N.J.A.C. 13:18-11.9, and for good cause shown, do hereby order as follows:

1. Any valid Disabled Veteran or Purple Heart Recipient placard issued by the MVC that expired on or after March 31, 2020, shall expire 90 days after the expiration of the COVID-19 Public Health Emergency declared by Governor Philip D. Murphy on March 9, 2020, Executive Order 103 (2020), and as extended by the Governor pursuant to the Emergency Health Powers Act, N.J.S.A. 26:13-1 et seq.

Disabled Veteran and Purple Heart Recipient placards that expired prior to March 31, 2020 are not extended.

This Order shall take effect October 1, 2020.



B. Sue Fulton  
Chair and Chief Administrator

Date: October 1, 2020