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P.L. 2023, CHAPTER 339, *approved January 16, 2024*
Assembly, No. 5799 (*First Reprint*)

1 AN ACT concerning toll enforcement, amending various parts of the
2 statutory law, and supplementing Title 27 of the Revised
3 Statutes.

4
5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:

7
8 1. Section 14 of P.L.1951, c.264 (C.27:23-38) is amended to read
9 as follows:

10 14. **[In]** Notwithstanding the provisions of P.L. _____,
11 c. (C. _____) (pending before the Legislature as this bill) to the
12 contrary, in addition to any punishment or penalty provided by other
13 sections of **[this act]** P.L.1951, c.264 ¹**[(C.27:23-38)]** (C.27:23-25 et
14 seq.)¹, every registration certificate and every license certificate to
15 drive motor vehicles may be suspended or revoked and any person
16 may be prohibited from obtaining a driver's license or a registration
17 certificate and the reciprocity privileges of a nonresident may be
18 suspended or revoked by the **[Director of the Division of Motor**
19 **Vehicles]** Chief Administrator of the New Jersey Motor Vehicle
20 Commission for a violation of any of the provisions of this act, after
21 due notice in writing of such proposed suspension, revocation₂ or
22 prohibition and the ground thereof and after the opportunity to be
23 heard ¹**[in an administrative proceeding]**¹, and otherwise in
24 accordance with the powers, practice₂ and procedure established by
25 those provisions of Title 39 of the Revised Statutes applicable to such
26 suspension, revocation₂ or prohibition.

27 Nothing contained herein shall be construed to limit the authority
28 of the Department of Transportation, pursuant to section ¹**[3]** ⁴ of
29 P.L. _____, c. (C. _____) (pending before the Legislature as this bill), to
30 collect the civil penalties and tolls imposed by or direct the suspension
31 of a motor vehicle registration on behalf of the authority or an out-of-
32 state tolling entity, interstate tolling entity, or another state with which
33 the department has entered into a reciprocity agreement ¹**[with]**¹
34 pursuant to section ¹**[3]** ⁴ of P.L. _____, c. (C. _____) (pending before
35 the Legislature as this bill).
36 (cf: P.L.1951, c.264, s.14)

37
38 ¹2. Section 7 of P.L.1997, c.59 (C.27:23-34.2) is amended to read
39 as follows:

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Senate SBA committee amendments adopted January 4, 2024.

1 7. a. The authority may, in accordance with the "Administrative
2 Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), adopt toll
3 collection monitoring system regulations. The regulations shall
4 include a procedure for processing toll violations and for the treatment
5 of inadvertent violations. A person who violates the regulations shall
6 be liable to a civil penalty in an amount not to exceed **[\$500 to be**
7 **established by the authority]** \$100 for the first violation and an amount
8 not to exceed \$600 for each subsequent violation. The penalty shall be
9 enforced pursuant to the "Penalty Enforcement Law of 1999,"
10 P.L.1999, c.274 (C.2A:58-10 et seq.).

11 b. Except as provided in subsection b. of section 8 of P.L.1997,
12 c.59 (C.27:23-34.3), an owner of a vehicle shall be jointly and
13 severally liable for the failure of an operator of the vehicle to comply
14 with the toll collection monitoring system regulations. The owner of a
15 vehicle shall be liable if such vehicle was used or operated by the
16 operator with the express or implied permission of the owner when the
17 violation of the toll collection monitoring system regulations was
18 committed, and the evidence of the violation is obtained by a toll
19 collection monitoring system. An owner of a vehicle shall not be
20 liable if the operator of the vehicle has been identified and charged
21 with a violation of section 10 of P.L.1951, c.264 (C.27:23-34) for the
22 same incident.

23 c. A toll collection monitoring system acquired or operated by, or
24 under contract to, the authority shall be so designed that it does not
25 produce one or more photographs, microphotographs, a videotape or
26 other recorded image or images of the face of the operator or any
27 passenger in a motor vehicle.¹
28 (cf: P.L.2003, c.79, s.37)

29
30 ¹**[2] 3**¹. Section 21 of P.L.1991, c.252 (C.27:25A-21) is
31 amended to read as follows:

32 21. a. Except as otherwise provided in subsection a. of section 19
33 of **[this act]** P.L.1991, c.252 (C.27:25A-19), no vehicle shall be
34 permitted to make use of any expressway project except upon the
35 payment of the tolls as may from time to time be prescribed by the
36 authority. It shall be unlawful for any person to refuse to pay, or to
37 evade or to attempt to evade the payment of the tolls.

38 b. No vehicle shall be operated on any project carelessly or
39 recklessly, or in disregard of the rights or safety of others, or without
40 due caution or prudence, or in a manner so as to endanger
41 unreasonably or to be likely to endanger unreasonably persons or
42 property, while the operator thereof is under the influence of
43 intoxicating liquors or any narcotic or habit-forming drug, nor shall
44 any vehicle be so constructed, equipped, lacking in equipment, loaded,
45 or operated in such a condition of disrepair as to endanger
46 unreasonably or to be likely to endanger unreasonably persons or
47 property.

1 c. A person operating a vehicle on any project shall operate at a
2 careful and prudent speed, having due regard to the rights and safety of
3 others and to the traffic, surface and width of the highway, and any
4 other conditions then existing; and no person shall operate a vehicle on
5 any project at a speed as to endanger life, limb, or property; except that
6 it shall be prima facie lawful for a driver of a vehicle to operate it at a
7 speed not exceeding a speed limit which is designated by the authority
8 as a reasonable and safe speed limit, when appropriate signs giving
9 notice of that speed limit are erected at the roadside or otherwise
10 posted for the information of operators of vehicles.

11 d. No person shall operate a vehicle on any project at a slow
12 speed as to impede or block the normal and reasonable movement of
13 traffic except when reduced speed is necessary for safe operation
14 thereof.

15 e. No person shall operate a vehicle on any project in violation of
16 any speed limit designated by regulation adopted by the authority.

17 f. All persons operating vehicles upon any project **【must】** shall
18 all times comply with any lawful order, signal, or direction by voice or
19 hand of any police officer engaged in the direction of traffic upon such
20 project. When traffic on a project is controlled by traffic lights, signs,
21 or by mechanical or electrical signals, those lights, signs, and signals
22 shall be obeyed unless a police officer directs otherwise.

23 g. All persons operating vehicles upon any project, or seeking to
24 do so, **【must】** shall at all times comply with regulations, not
25 inconsistent with the other sections of this act, adopted by the authority
26 concerning types, weights, and sizes of vehicles permitted to use the
27 project, and with regulations adopted by the authority for or
28 prohibiting the parking of vehicles, concerning the making of turns
29 and the use of particular traffic lanes, together with any and all other
30 regulations adopted by the authority to control traffic and prohibit acts
31 hazardous in their nature or tending to impede or block the normal and
32 reasonable flow of traffic upon the project; except that prior to the
33 adoption of any regulation for the control of traffic on any project,
34 including the designation of any speed limits, the authority shall
35 investigate and consider the need for and desirability of the regulation
36 for the safety of persons and property, including the authority's
37 property, and the contribution which that regulation would make
38 toward the efficient and safe handling of traffic and use of the project,
39 and shall determine that the regulation is necessary or desirable to
40 accomplish the purposes or one or some of them, and that upon or
41 prior to the effective date of the regulation and during its continuance,
42 notice thereof shall be given to the drivers of vehicles by appropriate
43 signs erected at the roadside or otherwise posted. The authority may
44 adopt regulations referred to in this section in accordance with the
45 provisions hereof and in accordance with the provisions of the
46 "Administrative Procedure Act." Regulations adopted by the authority
47 pursuant to the provisions of this section shall insofar as practicable,
48 having due regard to the features of the project and the characteristics

1 of traffic thereon and except as to maximum or minimum speed limits,
2 be consistent with the provisions of Title 39 of the Revised Statutes
3 applicable to similar subjects. The authority shall have power to
4 amend, supplement, or repeal any regulation adopted by it under the
5 provisions of this section. No regulation and no amendment, or
6 supplement thereto, or repealer thereof adopted by the authority shall
7 take effect until it is filed with the Office of Administrative Law, by
8 the filing of a copy thereof certified by the secretary of the authority.

9 h. The operator of any vehicle upon a project involved in an
10 incident resulting in injury or death to any person or damage to any
11 property shall immediately stop the vehicle at the scene of the incident,
12 render assistance as may be needed, and give his name, address, and
13 operator's license and motor vehicle registration number to the person
14 injured and to any officer or witness of the injury and shall make a
15 report of the incident in accordance with law.

16 i. No person shall transport in or upon any expressway project,
17 any dynamite, nitroglycerin, black powder, fireworks, blasting caps, or
18 other explosives, gasoline, alcohol, ether, liquid shellac, kerosene,
19 turpentine, formaldehyde, or other inflammable or combustible liquids,
20 ammonium nitrate, sodium chlorate, wet hemp, powdered metallic
21 magnesium, nitro-cellulose film, peroxides, or other readily
22 inflammable solids or oxidizing materials, hydrochloric acid, sulfuric
23 acid, or other corrosive liquids, prussic acid, phosgene, arsenic,
24 carbolic acid, potassium cyanide, tear gas, lewisite, or any other
25 poisonous substances, liquids, or gases, or any compressed gas, or any
26 radioactive article, substance, or material, at a time or place or in a
27 manner or condition as to endanger unreasonably or as to be likely to
28 endanger unreasonably persons or property.

29 j. If the violation of any provision of this section or the violation
30 of any regulation adopted by the authority under the provisions of this
31 section would have been a violation of law or ordinance if committed
32 on any public road, street, or highway in the municipality in which the
33 violation occurred, it shall be tried and punished in the same manner as
34 if it had been committed in that municipality.

35 k. Notwithstanding the provisions of subsection j. of this section,
36 if the violation of the provisions of subsection i. of this section shall
37 result in injury or death to a person or persons or damage to property
38 in excess of the value of \$5,000, that violation shall constitute a crime
39 of the third degree.

40 l. Except as provided in subsection j. or k. of this section, any
41 violation of any of the provisions of this section, including but not
42 limited to those regarding the payment of tolls, and any violation of
43 any regulation adopted by the authority under the provisions of this
44 section shall be punishable by a fine not exceeding **[\$500 or by**
45 **imprisonment not exceeding 30 days or by both]** \$100 for the first
46 violation and not exceeding \$600 for each subsequent violation. A
47 violation shall be tried in a summary way and shall be within the
48 jurisdiction of and may be brought in the Special Civil Part of the Law

1 Division of the Superior Court or any municipal court in the county
 2 where the offense was committed. Proceedings under this section may
 3 be instituted on any day of the week, and the institution of the
 4 proceedings on a Sunday or a holiday shall be no bar to the successful
 5 prosecution thereof. Any process served on a Sunday, or a holiday
 6 shall be as valid as if served on any other day of the week. When
 7 imposing any penalty under the provisions of this subsection the court
 8 having jurisdiction shall be guided by the appropriate provisions of
 9 any statute fixing uniform penalties for violation of provisions of the
 10 motor vehicle and traffic laws contained in Title 39 of the Revised
 11 Statutes.

12 m. In any prosecution for violating a regulation of the authority
 13 adopted pursuant to the provisions of this section, copies of that
 14 regulation when authenticated under the seal of the authority by its
 15 secretary or assistant secretary shall be evidence in like manner and
 16 equal effect as the original.

17 n. No resolution or ordinance adopted by the governing body of
 18 any county or municipality for the control and regulation of traffic
 19 shall be applicable to vehicles while upon any expressway project
 20 operated by the authority.

21 o. **[In]** Notwithstanding the provisions of P.L. _____,
 22 c. ¹[(____)] (C. _____) ¹ (pending before the Legislature as this bill)
 23 to the contrary, in addition to any punishment or penalty provided by
 24 other subsections of this section, every registration certificate and
 25 every license certificate to drive motor vehicles may be suspended or
 26 revoked and any person may be prohibited from obtaining a driver's
 27 license or a registration certificate and the reciprocity privileges of a
 28 nonresident may be suspended or revoked by the **[Director of the**
 29 **Division of Motor Vehicles]** Chief Administrator of the New Jersey
 30 Motor Vehicle Commission for a violation of any of the provisions of
 31 this section, after due notice in writing of the proposed suspension,
 32 revocation, or prohibition and the ground thereof and after the
 33 opportunity to be heard ¹[during an administrative proceeding] ¹, all
 34 otherwise in accordance with the powers, practice, and procedure
 35 established by the provisions of Title 39 of the Revised Statutes
 36 applicable to the suspension, revocation, or prohibition.

37 Nothing contained herein shall be construed to limit the authority
 38 of the Department of Transportation, pursuant to section ¹[3] ⁴ of
 39 P.L. _____, c. _____ (C. _____) (pending before the Legislature as this bill), to
 40 collect the civil penalties and tolls imposed by or direct the suspension
 41 of a motor vehicle registration on behalf of the authority or an out-of-
 42 state tolling entity, interstate tolling entity, or another state with which
 43 the department has entered into a reciprocity agreement ¹[with] ¹
 44 pursuant to section ¹[3] ⁴ of P.L. _____, c. _____ (C. _____) (pending before
 45 the Legislature as this bill).

46 p. Except as otherwise provided by this section or by any
 47 regulation of the authority adopted in accordance with the provisions

1 of this section, the requirements of Title 39 of the Revised Statutes
 2 applicable to persons using, driving, or operating vehicles on the
 3 public highways of this State and to vehicles so used, driven, or
 4 operated shall be applicable to persons using, driving, or operating
 5 vehicles on any expressway project and to vehicles so used, driven, or
 6 operated.
 7 (cf: P.L.1991, c.252, s.21)

8
 9 ¹~~[3]~~ ⁴. (New section) a. As used in P.L. , c. (C.)
 10 (pending before the Legislature as this bill):

11 “Chief administrator” means the Chief Administrator of the New
 12 Jersey Motor Vehicle Commission.

13 “Commission” means the New Jersey Motor Vehicle Commission.

14 “Commissioner” means the Commissioner of Transportation.

15 “Department” means the Department of Transportation.

16 “New Jersey tolling entity” shall include the New Jersey Turnpike
 17 Authority, established pursuant to section 3 of P.L.1948, ¹~~c.~~ ¹454
 18 (C.27:23-3), the South Jersey Transportation Authority, established
 19 pursuant to section 4 of P.L.1991, c.252 (C.27:25A-4), any county
 20 commission, established pursuant to R.S.27:19-36, or any interstate
 21 tolling entity with which New Jersey is a member of the enabling
 22 compact and has entered into a reciprocity agreement with the
 23 department for the purposes of toll enforcement that authorizes the
 24 department to suspend or deny motor vehicle registration privileges for
 25 toll violators in accordance with the provisions of P.L. , c. (C.
 26) (pending before the Legislature as this bill).

27 b. Notwithstanding the provisions of any other law, the
 28 department may establish and administer a system of ¹~~[monitoring,]~~ ¹
 29 ~~adjudicating~~ ¹~~[.]~~ ¹ and enforcing the collection of motor vehicle tolls
 30 imposed by each New Jersey tolling entity that shall include provisions
 31 for notice, an opportunity to be heard and appeal, and the suspension
 32 of motor vehicle registrations.

33 c. Upon receipt by the department of notification from a New
 34 Jersey tolling entity, the department may direct the commission to
 35 suspend the motor vehicle registration of the owner of a motor vehicle
 36 that has accumulated: unpaid tolls and fees collectively totaling \$500
 37 or more over the past three years; or six or more unpaid toll violations,
 38 with at least one violation having occurred after the effective date of
 39 P.L. , c. (C.) (pending before the Legislature as this bill).

40 Upon notification from a New Jersey tolling entity that a motor
 41 vehicle registration meets the threshold for suspension, the department
 42 may direct the suspension even if the unpaid tolls and fees are
 43 thereafter reduced below \$500 by a partial satisfaction of the
 44 outstanding toll amounts. The suspension shall remain in effect until
 45 the department is satisfied that the entirety of all outstanding tolls and
 46 fees are paid, dismissed, reversed on appeal or stayed, or that the
 47 violator has entered into a payment agreement with the department,
 48 provided, however, that the motor vehicle registration may be

1 suspended subsequent to entering into a payment agreement for
2 noncompliance with the repayment agreement.

3 d. Prior to directing the suspension of a motor vehicle
4 registration, the department shall provide the registered owner with
5 written notice, by first class mail to the address of the owner, of the
6 department's intent to seek suspension of the motor vehicle
7 registration and shall afford the owner ¹~~["due process"]~~ the opportunity
8 to be heard by the department¹ and appeal protections in a manner
9 sufficient to address whether the suspension is based on a false,
10 mistaken, or unjustified claim. If the registered owner fails to dispute
11 or satisfy such unpaid tolls, fees, and costs or if, after ¹~~["an~~
12 ~~administrative hearing before"]~~ being given the opportunity to be heard
13 by¹ the department, the owner has not demonstrated that the claim is
14 false, mistaken, or unjustified, the department shall ¹issue a final
15 agency decision and¹ direct suspension of the owner's motor vehicle
16 registration. ¹Upon receipt of the department's direction to suspend a
17 registration and a copy of the final decision issued by the department,
18 the commission shall issue an order denying or suspending the
19 registration as provided in this section. The order denying or
20 suspending the registration shall be sent by regular mail to the
21 registered owner's address of record with the commission.
22 Notwithstanding any other law to the contrary, the registered owner
23 shall not have the right to a hearing before the commission after the
24 department has issued a final agency decision and directed the
25 suspension of the registered owner's registration.¹

26 e. The department may direct the commission to suspend the
27 registration of a motor vehicle upon receiving notification from an out-
28 of-state tolling entity, interstate tolling entity, or another state of
29 unpaid toll violations, pursuant to the terms and conditions of a
30 reciprocity agreement entered into between the department and the
31 out-of-state tolling entity, interstate tolling entity, or other state.

32 f. The department may enter into reciprocal agreements with out-
33 of-state tolling entities, interstate tolling entities, or other states to
34 implement a system of unpaid toll collections and enforcement,
35 providing for the suspension of New Jersey motor vehicle registrations
36 for the non-payment of tolls and fees assessed by an out-of-state or
37 interstate tolling entity or another state and the allocation of
38 administrative expenses. The reciprocal agreement shall include
39 provisions confirming the following:

40 (1) The out-of-state tolling entity, interstate tolling entity, or other
41 state has its own reciprocal procedures for collecting tolls and fees due
42 to New Jersey tolling entities by employing sanctions that include
43 denial of a person's ability to obtain a registration certificate for a
44 motor vehicle;

45 (2) The penalties, exclusive of tolls, claimed by the out-of-state
46 tolling entity, interstate tolling entity, or other state against the owner

- 1 of a motor vehicle registered in this State does not exceed \$100 for the
2 first violation or \$600 for each subsequent violation;
- 3 (3) The out-of-state tolling entity, interstate tolling entity, or other
4 state provides ¹["due process"] the opportunity to be heard¹ and appeal
5 protections to address whether a claim pursued against an owner of a
6 motor vehicle registered in this State is false, mistaken, or unjustified;
- 7 (4) An owner of a motor vehicle registered in this State may
8 present evidence to the out-of-state tolling entity, interstate tolling
9 entity, or other state by mail, telephone, or electronic means or in-
10 person ¹["in an administrative proceeding before"] when being given
11 the opportunity to be heard by¹ the department ¹["to invoke the
12 owner's rights to due process"]¹, without having to appear personally
13 in the jurisdiction where the violation is alleged to have occurred; and
- 14 (5) The parties to the reciprocity agreement each may charge the
15 other party a fee sufficient for each party to recoup the costs of
16 collection services, including costs incurred by the department or the
17 agency that registers motor vehicles in the other state.
- 18 g. In any proceeding authorized by this section, documents
19 obtained from a New Jersey tolling entity, the commission, the out-of-
20 state tolling entity, the interstate tolling entity, or another state, or their
21 agents, shall be admissible into evidence to support the unpaid toll
22 violations and shall constitute documents of the department. The
23 department's certification that it has obtained documents and
24 information from a New Jersey tolling entity, the commission, the out-
25 of-state tolling entity, the interstate tolling entity, or another state shall
26 be prima facie proof of the facts contained in the documents.
- 27 h. Notwithstanding any of the provisions of this section to the
28 contrary, no suspension may be imposed more than three years after
29 the violation is committed.
- 30 i. The department, in consultation with the New Jersey tolling
31 entities, shall establish an amnesty program that permits the reduction
32 of 25 percent of unpaid tolls of \$500 or more if all outstanding tolls are
33 otherwise paid in their entirety. The amnesty program shall be open to
34 all violators with cumulative unpaid tolls of \$500 or more incurred
35 prior to the effective date of P.L. , c. (C.) (pending before
36 the Legislature as this bill), except that the amnesty program shall end
37 180 days after the effective date of P.L. , c. (C.) (pending
38 before the Legislature as this bill).
- 39 j. The department may supplement the authority bestowed upon
40 it under this section with any other existing statutory or administrative
41 authority conferred on the department, the commission, and the New
42 Jersey tolling entities, and these agencies shall have the power to enter
43 into interagency agreements to implement the provisions of P.L. , c.
44 (C.) (pending before the Legislature as this bill).
- 45 k. Any tolls and fees collected shall be paid directly to the
46 relevant New Jersey tolling entity, out-of-state tolling entity, interstate
47 tolling entity, or other state, and no tolls and fees collected by the
48 department, as an agent of the New Jersey tolling entities, pursuant to

1 this section, or as an agent of the out-of-state tolling entity, interstate
2 tolling entity, or other state, pursuant to a reciprocity agreement, shall
3 be remitted to the General Fund.

4 Nothing contained herein shall be construed to limit the ability of a
5 New Jersey tolling entity to recoup unpaid tolls, fees, and costs by any
6 means available under civil or criminal judicial process, or through
7 debt collection activities, or any other available statutory, regulatory,
8 or civil mechanisms.

9 Notwithstanding any of the provisions of this section to contrary,
10 the department may negotiate interagency agreements with each New
11 Jersey tolling entity and may include provisions in reciprocity
12 agreements with out-of-state tolling entities, interstate tolling entities,
13 or other states to fund the administrative expenses of the department in
14 enforcing collection of tolls and fees under P.L. , c. (C.)
15 (pending before the Legislature as this bill).

16 The department ¹**【shall】** may¹ establish minimum fees related to
17 the administration of P.L. , c. (C.) (pending before the
18 Legislature as this bill), which may be increased at the discretion of
19 the department and shall include:

20 (1) A filing fee to appeal the unpaid tolls and fees that form the
21 basis of the notice of pending registration suspension; and

22 (2) A filing fee to appeal any suspension decision or order of the
23 department ¹**【to the Office of Administrative Law】**¹.

24 1. The department, each New Jersey tolling entity, and the
25 commission, working cooperatively under the direction and
26 coordination of the department, may, after providing 30 days' notice
27 for the purpose of receiving public comment, to adopt, via an
28 administrative order entered by the commissioner, the New Jersey
29 tolling entity, or the chief administrator, respectively, administrative
30 regulations providing standards and procedures implementing this act
31 notwithstanding any provision of the "Administrative Procedure Act,"
32 P.L.1968, c.410 (C.52:14B-1 et seq.). The administrative orders shall
33 be effective for up to 18 months from the effective date of P.L. , c.
34 (C.) (pending before the Legislature as this bill), unless the
35 department, the New Jersey tolling entities, or the commission,
36 respectively, adopt regulations pursuant to the provisions of the
37 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.),
38 prior to that date.

39

40 ¹**【4.】** 5.¹ This act shall take effect immediately.

41

42

43

44

45 Authorizes DOT to establish and administer toll collection and
46 enforcement system on behalf of NJ toll authorities and to enter into
47 reciprocal agreements for enforcement of toll violations with toll
48 authorities from other states.

ASSEMBLY, No. 5799

STATE OF NEW JERSEY

220th LEGISLATURE

INTRODUCED NOVEMBER 30, 2023

Sponsored by:

Assemblyman **WILLIAM F. MOEN, JR.**

District 5 (Camden and Gloucester)

Assemblyman **PAUL D. MORIARTY**

District 4 (Camden and Gloucester)

Co-Sponsored by:

Assemblywoman **Park**

SYNOPSIS

Authorizes DOT to establish and administer toll collection and enforcement system on behalf of NJ toll authorities and to enter into reciprocal agreements for enforcement of toll violations with toll authorities from other states.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 12/21/2023)

1 AN ACT concerning toll enforcement, amending various parts of the
2 statutory law, and supplementing Title 27 of the Revised
3 Statutes.

4
5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:

7
8 1. Section 14 of P.L.1951, c.264 (C.27:23-38) is amended to
9 read as follows:

10 14. **[In]** Notwithstanding the provisions of P.L. _____,
11 c. _____ (pending before the Legislature as this bill) to the
12 contrary, in addition to any punishment or penalty provided by
13 other sections of **[this act]** P.L.1951, c.264 (C.27:23-38), every
14 registration certificate and every license certificate to drive motor
15 vehicles may be suspended or revoked and any person may be
16 prohibited from obtaining a driver's license or a registration
17 certificate and the reciprocity privileges of a nonresident may be
18 suspended or revoked by the [Director of the Division of Motor
19 Vehicles] Chief Administrator of the New Jersey Motor Vehicle
20 Commission for a violation of any of the provisions of this act, after
21 due notice in writing of such proposed suspension, revocation, or
22 prohibition and the ground thereof and after the opportunity to be
23 heard in an administrative proceeding, and otherwise in accordance
24 with the powers, practice, and procedure established by those
25 provisions of Title 39 of the Revised Statutes applicable to such
26 suspension, revocation, or prohibition.

27 Nothing contained herein shall be construed to limit the authority
28 of the Department of Transportation, pursuant to section 3 of
29 P.L. _____, c. _____ (pending before the Legislature as this
30 bill), to collect the civil penalties and tolls imposed by or direct the
31 suspension of a motor vehicle registration on behalf of the authority
32 or an out-of-state tolling entity, interstate tolling entity, or another
33 state with which the department has entered into a reciprocity
34 agreement with pursuant to section 3 of P.L. _____,
35 c. _____ (pending before the Legislature as this bill).

36 (cf: P.L.1951, c.264, s.14)

37
38 2. Section 21 of P.L.1991, c.252 (C.27:25A-21) is amended to
39 read as follows:

40 21. a. Except as otherwise provided in subsection a. of section
41 19 of **[this act]** P.L.1991, c.252 (C.27:25A-19), no vehicle shall be
42 permitted to make use of any expressway project except upon the
43 payment of the tolls as may from time to time be prescribed by the
44 authority. It shall be unlawful for any person to refuse to pay, or to
45 evade or to attempt to evade the payment of the tolls.

EXPLANATION – Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 b. No vehicle shall be operated on any project carelessly or
2 recklessly, or in disregard of the rights or safety of others, or
3 without due caution or prudence, or in a manner so as to endanger
4 unreasonably or to be likely to endanger unreasonably persons or
5 property, while the operator thereof is under the influence of
6 intoxicating liquors or any narcotic or habit-forming drug, nor shall
7 any vehicle be so constructed, equipped, lacking in equipment,
8 loaded, or operated in such a condition of disrepair as to endanger
9 unreasonably or to be likely to endanger unreasonably persons or
10 property.

11 c. A person operating a vehicle on any project shall operate at a
12 careful and prudent speed, having due regard to the rights and
13 safety of others and to the traffic, surface and width of the highway,
14 and any other conditions then existing; and no person shall operate
15 a vehicle on any project at a speed as to endanger life, limb, or
16 property; except that it shall be prima facie lawful for a driver of a
17 vehicle to operate it at a speed not exceeding a speed limit which is
18 designated by the authority as a reasonable and safe speed limit,
19 when appropriate signs giving notice of that speed limit are erected
20 at the roadside or otherwise posted for the information of operators
21 of vehicles.

22 d. No person shall operate a vehicle on any project at a slow
23 speed as to impede or block the normal and reasonable movement
24 of traffic except when reduced speed is necessary for safe operation
25 thereof.

26 e. No person shall operate a vehicle on any project in violation
27 of any speed limit designated by regulation adopted by the
28 authority.

29 f. All persons operating vehicles upon any project **[must]** shall
30 at all times comply with any lawful order, signal, or direction by
31 voice or hand of any police officer engaged in the direction of
32 traffic upon such project. When traffic on a project is controlled by
33 traffic lights, signs, or by mechanical or electrical signals, those
34 lights, signs, and signals shall be obeyed unless a police officer
35 directs otherwise.

36 g. All persons operating vehicles upon any project, or seeking
37 to do so, **[must]** shall at all times comply with regulations, not
38 inconsistent with the other sections of this act, adopted by the
39 authority concerning types, weights, and sizes of vehicles permitted
40 to use the project, and with regulations adopted by the authority for
41 or prohibiting the parking of vehicles, concerning the making of
42 turns and the use of particular traffic lanes, together with any and
43 all other regulations adopted by the authority to control traffic and
44 prohibit acts hazardous in their nature or tending to impede or block
45 the normal and reasonable flow of traffic upon the project; except
46 that prior to the adoption of any regulation for the control of traffic
47 on any project, including the designation of any speed limits, the
48 authority shall investigate and consider the need for and desirability

1 of the regulation for the safety of persons and property, including
2 the authority's property, and the contribution which that regulation
3 would make toward the efficient and safe handling of traffic and use
4 of the project, and shall determine that the regulation is necessary
5 or desirable to accomplish the purposes or one or some of them, and
6 that upon or prior to the effective date of the regulation and during
7 its continuance, notice thereof shall be given to the drivers of
8 vehicles by appropriate signs erected at the roadside or otherwise
9 posted. The authority may adopt regulations referred to in this
10 section in accordance with the provisions hereof and in accordance
11 with the provisions of the "Administrative Procedure Act."
12 Regulations adopted by the authority pursuant to the provisions of
13 this section shall insofar as practicable, having due regard to the
14 features of the project and the characteristics of traffic thereon and
15 except as to maximum or minimum speed limits, be consistent with
16 the provisions of Title 39 of the Revised Statutes applicable to
17 similar subjects. The authority shall have power to amend,
18 supplement, or repeal any regulation adopted by it under the
19 provisions of this section. No regulation and no amendment, or
20 supplement thereto, or repeal thereof adopted by the authority
21 shall take effect until it is filed with the Office of Administrative
22 Law, by the filing of a copy thereof certified by the secretary of the
23 authority.

24 h. The operator of any vehicle upon a project involved in an
25 incident resulting in injury or death to any person or damage to any
26 property shall immediately stop the vehicle at the scene of the
27 incident, render assistance as may be needed, and give his name,
28 address, and operator's license and motor vehicle registration
29 number to the person injured and to any officer or witness of the
30 injury and shall make a report of the incident in accordance with
31 law.

32 i. No person shall transport in or upon any expressway project,
33 any dynamite, nitroglycerin, black powder, fireworks, blasting caps,
34 or other explosives, gasoline, alcohol, ether, liquid shellac,
35 kerosene, turpentine, formaldehyde, or other inflammable or
36 combustible liquids, ammonium nitrate, sodium chlorate, wet hemp,
37 powdered metallic magnesium, nitro-cellulose film, peroxides, or
38 other readily inflammable solids or oxidizing materials,
39 hydrochloric acid, sulfuric acid, or other corrosive liquids, prussic
40 acid, phosgene, arsenic, carbolic acid, potassium cyanide, tear gas,
41 lewisite, or any other poisonous substances, liquids, or gases, or any
42 compressed gas, or any radioactive article, substance, or material, at
43 a time or place or in a manner or condition as to endanger
44 unreasonably or as to be likely to endanger unreasonably persons or
45 property.

46 j. If the violation of any provision of this section or the
47 violation of any regulation adopted by the authority under the
48 provisions of this section would have been a violation of law or

1 ordinance if committed on any public road, street, or highway in the
2 municipality in which the violation occurred, it shall be tried and
3 punished in the same manner as if it had been committed in that
4 municipality.

5 k. Notwithstanding the provisions of subsection j. of this
6 section, if the violation of the provisions of subsection i. of this
7 section shall result in injury or death to a person or persons or
8 damage to property in excess of the value of \$5,000, that violation
9 shall constitute a crime of the third degree.

10 l. Except as provided in subsection j. or k. of this section, any
11 violation of any of the provisions of this section, including but not
12 limited to those regarding the payment of tolls, and any violation of
13 any regulation adopted by the authority under the provisions of this
14 section shall be punishable by a fine not exceeding **【\$500** or by
15 imprisonment not exceeding 30 days or by both **】** \$100 for the first
16 violation and not exceeding \$600 for each subsequent violation. A
17 violation shall be tried in a summary way and shall be within the
18 jurisdiction of and may be brought in the Special Civil Part of the
19 Law Division of the Superior Court or any municipal court in the
20 county where the offense was committed. Proceedings under this
21 section may be instituted on any day of the week, and the institution
22 of the proceedings on a Sunday or a holiday shall be no bar to the
23 successful prosecution thereof. Any process served on a Sunday, or
24 a holiday shall be as valid as if served on any other day of the week.
25 When imposing any penalty under the provisions of this subsection
26 the court having jurisdiction shall be guided by the appropriate
27 provisions of any statute fixing uniform penalties for violation of
28 provisions of the motor vehicle and traffic laws contained in Title
29 39 of the Revised Statutes.

30 m. In any prosecution for violating a regulation of the authority
31 adopted pursuant to the provisions of this section, copies of that
32 regulation when authenticated under the seal of the authority by its
33 secretary or assistant secretary shall be evidence in like manner and
34 equal effect as the original.

35 n. No resolution or ordinance adopted by the governing body
36 of any county or municipality for the control and regulation of
37 traffic shall be applicable to vehicles while upon any expressway
38 project operated by the authority.

39 o. **【In】** Notwithstanding the provisions of P.L. _____,
40 c. () (pending before the Legislature as this bill) to the
41 contrary, in addition to any punishment or penalty provided by
42 other subsections of this section, every registration certificate and
43 every license certificate to drive motor vehicles may be suspended
44 or revoked and any person may be prohibited from obtaining a
45 driver's license or a registration certificate and the reciprocity
46 privileges of a nonresident may be suspended or revoked by the
47 **【Director of the Division of Motor Vehicles】** Chief Administrator
48 of the New Jersey Motor Vehicle Commission for a violation of any

1 of the provisions of this section, after due notice in writing of the
2 proposed suspension, revocation, or prohibition and the ground
3 thereof and after the opportunity to be heard during an
4 administrative proceeding, all otherwise in accordance with the
5 powers, practice, and procedure established by the provisions of
6 Title 39 of the Revised Statutes applicable to the suspension,
7 revocation, or prohibition.

8 Nothing contained herein shall be construed to limit the authority
9 of the Department of Transportation, pursuant to section 3 of
10 P.L. , c. (C.) (pending before the Legislature as this
11 bill), to collect the civil penalties and tolls imposed by or direct the
12 suspension of a motor vehicle registration on behalf of the authority
13 or an out-of-state tolling entity, interstate tolling entity, or another
14 state with which the department has entered into a reciprocity
15 agreement with pursuant to section 3 of P.L. , c. (C.)
16 (pending before the Legislature as this bill).

17 p. Except as otherwise provided by this section or by any
18 regulation of the authority adopted in accordance with the
19 provisions of this section, the requirements of Title 39 of the
20 Revised Statutes applicable to persons using, driving, or operating
21 vehicles on the public highways of this State and to vehicles so
22 used, driven, or operated shall be applicable to persons using,
23 driving, or operating vehicles on any expressway project and to
24 vehicles so used, driven, or operated.

25 (cf: P.L.1991, c.252, s.21)

26

27 3. (New section) a. As used in P.L. , c. (C.)
28 (pending before the Legislature as this bill):

29 “Chief administrator” means the Chief Administrator of the New
30 Jersey Motor Vehicle Commission.

31 “Commission” means the New Jersey Motor Vehicle
32 Commission.

33 “Commissioner” means the Commissioner of Transportation.

34 “Department” means the Department of Transportation.

35 “New Jersey tolling entity” shall include the New Jersey
36 Turnpike Authority, established pursuant to section 3 of P.L.1948,
37 454 (C.27:23-3), the South Jersey Transportation Authority,
38 established pursuant to section 4 of P.L.1991, c.252 (C.27:25A-4),
39 any county commission, established pursuant to R.S.27:19-36, or
40 any interstate tolling entity with which New Jersey is a member of
41 the enabling compact and has entered into a reciprocity agreement
42 with the department for the purposes of toll enforcement that
43 authorizes the department to suspend or deny motor vehicle
44 registration privileges for toll violators in accordance with the
45 provisions of P.L. , c. (C.) (pending before the
46 Legislature as this bill).

47 b. Notwithstanding the provisions of any other law, the
48 department may establish and administer a system of monitoring,

1 adjudicating, and enforcing the collection of motor vehicle tolls
2 imposed by each New Jersey tolling entity that shall include
3 provisions for notice, an opportunity to be heard and appeal, and the
4 suspension of motor vehicle registrations.

5 c. Upon receipt by the department of notification from a New
6 Jersey tolling entity, the department may direct the commission to
7 suspend the motor vehicle registration of the owner of a motor
8 vehicle that has accumulated: unpaid tolls and fees collectively
9 totaling \$500 or more over the past three years; or six or more
10 unpaid toll violations, with at least one violation having occurred
11 after the effective date of P.L. , c. (C.) (pending before
12 the Legislature as this bill).

13 Upon notification from a New Jersey tolling entity that a motor
14 vehicle registration meets the threshold for suspension, the
15 department may direct the suspension even if the unpaid tolls and
16 fees are thereafter reduced below \$500 by a partial satisfaction of
17 the outstanding toll amounts. The suspension shall remain in effect
18 until the department is satisfied that the entirety of all outstanding
19 tolls and fees are paid, dismissed, reversed on appeal or stayed, or
20 that the violator has entered into a payment agreement with the
21 department, provided, however, that the motor vehicle registration
22 may be suspended subsequent to entering into a payment agreement
23 for noncompliance with the repayment agreement.

24 d. Prior to directing the suspension of a motor vehicle
25 registration, the department shall provide the registered owner with
26 written notice, by first class mail to the address of the owner, of the
27 department's intent to seek suspension of the motor vehicle
28 registration and shall afford the owner due process and appeal
29 protections in a manner sufficient to address whether the suspension
30 is based on a false, mistaken, or unjustified claim. If the registered
31 owner fails to dispute or satisfy such unpaid tolls, fees, and costs or
32 if, after an administrative hearing before the department, the owner
33 has not demonstrated that the claim is false, mistaken, or
34 unjustified, the department shall direct suspension of the owner's
35 motor vehicle registration.

36 e. The department may direct the commission to suspend the
37 registration of a motor vehicle upon receiving notification from an
38 out-of-state tolling entity, interstate tolling entity, or another state
39 of unpaid toll violations, pursuant to the terms and conditions of a
40 reciprocity agreement entered into between the department and the
41 out-of-state tolling entity, interstate tolling entity, or other state.

42 f. The department may enter into reciprocal agreements with
43 out-of-state tolling entities, interstate tolling entities, or other states
44 to implement a system of unpaid toll collections and enforcement,
45 providing for the suspension of New Jersey motor vehicle
46 registrations for the non-payment of tolls and fees assessed by an
47 out-of-state or interstate tolling entity or another state and the

1 allocation of administrative expenses. The reciprocal agreement
2 shall include provisions confirming the following:

3 (1) The out-of-state tolling entity, interstate tolling entity, or
4 other state has its own reciprocal procedures for collecting tolls and
5 fees due to New Jersey tolling entities by employing sanctions that
6 include denial of a person's ability to obtain a registration
7 certificate for a motor vehicle;

8 (2) The penalties, exclusive of tolls, claimed by the out-of-state
9 tolling entity, interstate tolling entity, or other state against the
10 owner of a motor vehicle registered in this State does not exceed
11 \$100 for the first violation or \$600 for each subsequent violation;

12 (3) The out-of-state tolling entity, interstate tolling entity, or
13 other state provides due process and appeal protections to address
14 whether a claim pursued against an owner of a motor vehicle
15 registered in this State is false, mistaken, or unjustified;

16 (4) An owner of a motor vehicle registered in this State may
17 present evidence to the out-of-state tolling entity, interstate tolling
18 entity, or other state by mail, telephone, or electronic means or in-
19 person in an administrative proceeding before the department to
20 invoke the owner's rights to due process, without having to appear
21 personally in the jurisdiction where the violation is alleged to have
22 occurred; and

23 (5) The parties to the reciprocity agreement each may charge the
24 other party a fee sufficient for each party to recoup the costs of
25 collection services, including costs incurred by the department or
26 the agency that registers motor vehicles in the other state.

27 g. In any proceeding authorized by this section, documents
28 obtained from a New Jersey tolling entity, the commission, the out-
29 of-state tolling entity, the interstate tolling entity, or another state,
30 or their agents, shall be admissible into evidence to support the
31 unpaid toll violations and shall constitute documents of the
32 department. The department's certification that it has obtained
33 documents and information from a New Jersey tolling entity, the
34 commission, the out-of-state tolling entity, the interstate tolling
35 entity, or another state shall be prima facie proof of the facts
36 contained in the documents.

37 h. Notwithstanding any of the provisions of this section to the
38 contrary, no suspension may be imposed more than three years after
39 the violation is committed.

40 i. The department, in consultation with the New Jersey tolling
41 entities, shall establish an amnesty program that permits the
42 reduction of 25 percent of unpaid tolls of \$500 or more if all
43 outstanding tolls are otherwise paid in their entirety. The amnesty
44 program shall be open to all violators with cumulative unpaid tolls
45 of \$500 or more incurred prior to the effective date of P.L. , c.
46 (C.) (pending before the Legislature as this bill), except that
47 the amnesty program shall end 180 days after the effective date of

1 P.L. , c. (C.) (pending before the Legislature as this
2 bill).

3 j. The department may supplement the authority bestowed
4 upon it under this section with any other existing statutory or
5 administrative authority conferred on the department, the
6 commission, and the New Jersey tolling entities, and these agencies
7 shall have the power to enter into interagency agreements to
8 implement the provisions of P.L. , c. (C.) (pending
9 before the Legislature as this bill).

10 k. Any tolls and fees collected shall be paid directly to the
11 relevant New Jersey tolling entity, out-of-state tolling entity,
12 interstate tolling entity, or other state, and no tolls and fees
13 collected by the department, as an agent of the New Jersey tolling
14 entities, pursuant to this section, or as an agent of the out-of-state
15 tolling entity, interstate tolling entity, or other state, pursuant to a
16 reciprocity agreement, shall be remitted to the General Fund.

17 Nothing contained herein shall be construed to limit the ability of
18 a New Jersey tolling entity to recoup unpaid tolls, fees, and costs by
19 any means available under civil or criminal judicial process, or
20 through debt collection activities, or any other available statutory,
21 regulatory, or civil mechanisms.

22 Notwithstanding any of the provisions of this section to contrary,
23 the department may negotiate interagency agreements with each
24 New Jersey tolling entity and may include provisions in reciprocity
25 agreements with out-of-state tolling entities, interstate tolling
26 entities, or other states to fund the administrative expenses of the
27 department in enforcing collection of tolls and fees under P.L. , c.
28 (C.) (pending before the Legislature as this bill).

29 The department shall establish minimum fees related to the
30 administration of P.L. , c. (C.) (pending before the
31 Legislature as this bill), which may be increased at the discretion of
32 the department and shall include:

33 (1) A filing fee to appeal the unpaid tolls and fees that form the
34 basis of the notice of pending registration suspension; and

35 (2) A filing fee to appeal any suspension decision or order of the
36 department to the Office of Administrative Law.

37 l. The department, each New Jersey tolling entity, and the
38 commission, working cooperatively under the direction and
39 coordination of the department, may, after providing 30 days'
40 notice for the purpose of receiving public comment, to adopt, via an
41 administrative order entered by the commissioner, the New Jersey
42 tolling entity, or the chief administrator, respectively,
43 administrative regulations providing standards and procedures
44 implementing this act notwithstanding any provision of the
45 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
46 seq.). The administrative orders shall be effective for up to 18
47 months from the effective date of P.L. , c. (C.)
48 (pending before the Legislature as this bill), unless the department,

1 the New Jersey tolling entities, or the commission, respectively,
2 adopt regulations pursuant to the provisions of the "Administrative
3 Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), prior to that
4 date.

5

6 4. This act shall take effect immediately.

7

8

9

STATEMENT

10

11 This bill empowers the Department of Transportation
12 (department) to establish and administer a system to monitor,
13 adjudicate, and enforce the collection of motor vehicle tolls
14 imposed by the New Jersey tolling entities, which include the New
15 Jersey Turnpike Authority, the South Jersey Transportation
16 Authority, the Burlington County Bridge Commission, and any
17 interstate tolling entity with which New Jersey is a member of the
18 enabling compact and has entered into a reciprocity agreement with
19 the department for the purposes of toll enforcement that authorizes
20 the department to suspend or deny motor vehicle registration
21 privileges for toll violators in accordance with the provisions of the
22 bill.

23 The system established by the department, under the bill, is to
24 include provisions for notice, an opportunity to be heard and appeal,
25 and the suspension of motor vehicle registrations.

26 The bill provides that the authority, under current law, of the
27 New Jersey tolling entities is not to be limited by the new authority
28 provided to the department to collect the civil penalties and tolls or
29 to direct the suspension of a motor vehicle registration on behalf of
30 the New Jersey tolling entities, or an out-of-state tolling entity,
31 interstate tolling entity, or another state with which the department
32 has entered into a reciprocity agreement with pursuant to the bill.

33 Under the bill, upon notification from a New Jersey tolling
34 entity, the department may direct the New Jersey Motor Vehicle
35 Commission (commission) to suspend the motor vehicle registration
36 of the owner of a motor vehicle that has accumulated: unpaid tolls
37 and fees collectively total \$500 or more over the past three years; or
38 has six or more unpaid toll violations, with at least one violation
39 having occurred after the effective date of the bill. Upon
40 notification from a New Jersey tolling entity that a motor vehicle
41 registration meets the threshold for suspension, the department is
42 authorized to direct a suspension even if the unpaid tolls and fees
43 are reduced below \$500 by a partial satisfaction of the outstanding
44 toll amounts. The suspension is to remain in effect until the
45 department is satisfied that the entirety of all outstanding tolls and
46 fees are paid, dismissed, reversed on appeal or stayed, or that the
47 violator has entered into a payment agreement with the department,

1 provided, however, that the suspension may be reimposed for
2 noncompliance with a repayment agreement.

3 Prior to directing suspension of a motor vehicle registration, the
4 department is to provide the registered owner with written notice
5 and afford the owner due process and appeal protections in a
6 manner sufficient to address whether the suspension is based on a
7 false, mistaken, or unjustified claim. If the violator fails to dispute
8 or satisfy such unpaid tolls, fees, and costs or if, after an
9 administrative hearing before the department, the violator has not
10 demonstrated that the claim is false, mistaken, or unjustified, the
11 department is to direct suspension of the violator's motor vehicle
12 registration.

13 The bill also empowers the department to direct the commission
14 to suspend the registration of a motor vehicle, upon receiving
15 notification from an out-of-state tolling entity, interstate tolling
16 entity, or another state for unpaid toll violations, pursuant to the
17 terms and conditions of a reciprocity agreement entered into
18 between the department and the out-of-state tolling entity, interstate
19 tolling entity, or other state. The department is also empowered to
20 enter into reciprocal agreements with out-of-state tolling entities,
21 interstate tolling entities, or other states to implement a system of
22 unpaid toll collections and enforcement, providing for the
23 suspension of New Jersey motor vehicle registrations for the non-
24 payment of tolls and fees assessed by an out-of-state or interstate
25 tolling entity or another state and the allocation of administrative
26 expenses.

27 The bill provides that in any proceeding authorized by the bill,
28 documents obtained from the New Jersey tolling entities, the
29 commission, the out-of-state tolling entity, the interstate tolling
30 entity, or another state, or their agents are to be admissible into
31 evidence to support the unpaid toll violations, are to constitute
32 documents of the department, and are to be prima facie proof of the
33 facts contained in the documents.

34 The bill provides that no suspension may be imposed more than
35 three years after a violation is committed.

36 Under the bill, the department, in consultation with the New
37 Jersey tolling entities, is to establish an amnesty program that
38 permits the reduction of 25 percent of unpaid tolls of \$500 or more
39 if all outstanding tolls are otherwise paid in their entirety. The
40 amnesty program is to be open to all violators with cumulative
41 unpaid tolls of \$500 or more incurred prior to the effective date of
42 the bill, except that the amnesty program is to end 180 days after
43 the effective date of the bill.

44 Any tolls and fees collected are to be paid directly to the relevant
45 New Jersey tolling entity, out-of-state tolling entity, interstate
46 tolling entity, or other state, and tolls and fees collected by the
47 department, as an agent of the New Jersey tolling entities or as an
48 agent of the out-of-state tolling entity, interstate tolling entity, or

1 other state are not to become part of the General Fund. Nothing in
2 the bill is to be construed to limit the ability of a New Jersey tolling
3 entity to recoup unpaid tolls, fees, and costs by any means
4 available.

5 The department may negotiate interagency agreements with the
6 New Jersey tolling entities and may include provisions in
7 reciprocity agreements with out-of-state tolling entities, interstate
8 tolling entities, or other states to fund the administrative expenses
9 of the department in enforcing collection of tolls and fees under the
10 bill. The department is to establish minimum fees related to the
11 administration of the bill, which may be increased at the discretion
12 of the department.

13 Finally, the bill provides that the department, the New Jersey
14 tolling entities, and the commission, working cooperatively under
15 the direction and coordination of the department, are each
16 empowered, after providing 30 days' notice for the purpose of
17 receiving public comment, to adopt, via an administrative order.
18 The administrative orders are to be effective for up to 18 months
19 from the effective date of the bill, unless the department, the New
20 Jersey tolling entities, or the commission, respectively, adopt
21 regulations pursuant to the provisions of the "Administrative
22 Procedures Act" prior to that date.

ASSEMBLY TRANSPORTATION AND INDEPENDENT
AUTHORITIES COMMITTEE

STATEMENT TO

ASSEMBLY, No. 5799

STATE OF NEW JERSEY

DATED: DECEMBER 14, 2023

The Assembly Transportation and Independent Authorities Committee reports favorably Assembly Bill No. 5799.

As reported, this bill empowers the Department of Transportation (department) to establish and administer a system to monitor, adjudicate, and enforce the collection of motor vehicle tolls imposed by the New Jersey tolling entities, which include the New Jersey Turnpike Authority, the South Jersey Transportation Authority, the Burlington County Bridge Commission, and any interstate tolling entity with which New Jersey is a member of the enabling compact and has entered into a reciprocity agreement with the department for the purposes of toll enforcement that authorizes the department to suspend or deny motor vehicle registration privileges for toll violators in accordance with the provisions of the bill.

Under the bill, upon notification from a New Jersey tolling entity, the department may direct the New Jersey Motor Vehicle Commission (commission) to suspend the motor vehicle registration of the owner of a motor vehicle that has accumulated unpaid tolls and fees that collectively total \$500 or more over the past three years or that has six or more unpaid toll violations, with at least one violation having occurred after the effective date of the bill. Upon notification from a New Jersey tolling entity that a motor vehicle registration meets the threshold for suspension, the department is authorized to direct a suspension even if the unpaid tolls and fees are reduced below \$500 by a partial satisfaction of the outstanding toll amounts. The suspension would remain in effect until the department is satisfied that the entirety of all outstanding tolls and fees are paid, dismissed, reversed on appeal or stayed, or that the violator has entered into a payment agreement with the department, except that the suspension may be reimposed for noncompliance with a repayment agreement.

Prior to directing the suspension of a motor vehicle registration, the department is required to provide the registered owner with written notice and afford the owner due process and appeal protections in a manner sufficient to address whether the suspension is based on a false, mistaken, or unjustified claim. If the violator fails to dispute or satisfy the unpaid tolls, fees, and costs or if, after an administrative hearing before the department, the violator has not demonstrated that

the claim is false, mistaken, or unjustified, the department is required to direct suspension of the violator's motor vehicle registration.

The bill also empowers the department to direct the commission to suspend the registration of a motor vehicle, upon receiving notification from an out-of-state tolling entity, interstate tolling entity, or another state for unpaid toll violations, pursuant to the terms and conditions of a reciprocity agreement entered into between the department and the out-of-state tolling entity, interstate tolling entity, or other state. The department is also empowered to enter into reciprocal agreements with out-of-state tolling entities, interstate tolling entities, or other states to implement a system of unpaid toll collections and enforcement, provided that the reciprocal agreement provides certain provisions set forth in the bill, including the collection of tolls and fees due to New Jersey tolling entities.

The bill provides that in any proceeding authorized by the bill, documents obtained from the New Jersey tolling entities, the commission, the out-of-state tolling entity, the interstate tolling entity, or another state, or their agent, would be admissible into evidence to support the unpaid toll violations, would constitute documents of the department, and would constitute prima facie proof of the facts contained in the documents.

The bill provides that no suspension may be imposed more than three years after a violation is committed.

Under the bill, the department, in consultation with the New Jersey tolling entities, is required to establish an amnesty program that permits the reduction of 25 percent of unpaid tolls of \$500 or more if all outstanding tolls are otherwise paid in their entirety. The amnesty program would be open to all violators with cumulative unpaid tolls of \$500 or more incurred prior to the effective date of the bill, except that the amnesty program is required to end 180 days after the effective date of the bill.

The bill requires any tolls and fees collected by a department to be paid directly to the relevant New Jersey tolling entity, out-of-state tolling entity, interstate tolling entity, or other state. The tolls and fees collected by the department, as an agent of the New Jersey tolling entities or as an agent of the out-of-state tolling entity, interstate tolling entity, or other state may not be deposited into the General Fund. Nothing in the bill is to be construed to limit the ability of a New Jersey tolling entity to recoup unpaid tolls, fees, and costs by any means available.

The department may negotiate interagency agreements with the New Jersey tolling entities and may include provisions in reciprocity agreements with out-of-state tolling entities, interstate tolling entities, or other states to fund the administrative expenses of the department in enforcing collection of tolls and fees under the bill. The department is required to establish minimum fees related to the administration of the bill, which may be increased at the discretion of the department.

The bill provides that the authority of the New Jersey tolling entities, under current law, would not be limited by the new authority provided to the department to collect the civil penalties and tolls or to direct the suspension of a motor vehicle registration on behalf of the New Jersey tolling entities, an out-of-state tolling entity, interstate tolling entity, or another state with which the department has entered into a reciprocity agreement pursuant to the bill.

SENATE BUDGET AND APPROPRIATIONS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 5799

with committee amendments

STATE OF NEW JERSEY

DATED: JANUARY 4, 2024

The Senate Budget and Appropriations Committee reports favorably and with committee amendments Assembly Bill No. 5799.

As amended and reported, this bill empowers the Department of Transportation (department) to establish and administer a system to adjudicate and enforce the collection of motor vehicle tolls imposed by the New Jersey tolling entities, which include the New Jersey Turnpike Authority, the South Jersey Transportation Authority, the Burlington County Bridge Commission, and any interstate tolling entity with which New Jersey is a member of the enabling compact and has entered into a reciprocity agreement with the department for the purposes of toll enforcement that authorizes the department to suspend or deny motor vehicle registration privileges for toll violators in accordance with the provisions of the bill.

Under the bill, upon notification from a New Jersey tolling entity, the department may direct the New Jersey Motor Vehicle Commission (commission) to suspend the motor vehicle registration of the owner of a motor vehicle that has accumulated either: (1) unpaid tolls and fees collectively totaling \$500 or more over the past three years; or (2) has six or more unpaid toll violations, with at least one violation having occurred after the effective date of the bill. Upon notification from a New Jersey tolling entity that a motor vehicle registration meets the threshold for suspension, the department is authorized to direct a suspension even if the unpaid tolls and fees are reduced below \$500 by a partial satisfaction of the outstanding toll amounts. The suspension is to remain in effect until the department is satisfied that the entirety of all outstanding tolls and fees are paid, dismissed, reversed on appeal or stayed, or that the violator has entered into a payment agreement with the department, provided, however, that the suspension may be reimposed for noncompliance with a repayment agreement.

Prior to directing the suspension of a motor vehicle registration, the department is to provide the registered owner with written notice and afford the owner the opportunity to be heard and appeal in a manner sufficient to address whether the suspension is based on a false, mistaken, or unjustified claim. If the violator fails to dispute or satisfy such unpaid tolls, fees, and costs or if, after being given the opportunity to be heard by the department, the violator has not

demonstrated that the claim is false, mistaken, or unjustified, the department is to issue a final agency decision and direct suspension of the violator's motor vehicle registration. Upon receipt of the department's direction to suspend a registration and a copy of the final decision issued by the department, the commission is required to issue an order denying or suspending the registration via mail to the registered owner's address. The registered owner would not have the right to a hearing before the commission after the department has issued a final agency decision and directed the suspension of the registered owner's registration.

The bill also empowers the department to direct the commission to suspend the registration of a motor vehicle, upon receiving notification from an out-of-state tolling entity, interstate tolling entity, or another state for unpaid toll violations, pursuant to the terms and conditions of a reciprocity agreement entered into between the department and the out-of-state tolling entity, interstate tolling entity, or other state. The department is also empowered to enter into reciprocal agreements with out-of-state tolling entities, interstate tolling entities, or other states to implement a system of unpaid toll collections and enforcement, providing for the suspension of New Jersey motor vehicle registrations for the non-payment of tolls and fees assessed by an out-of-state or interstate tolling entity or another state and the allocation of administrative expenses.

The bill provides that in any proceeding authorized by the bill, documents obtained from the New Jersey tolling entities, the commission, the out-of-state tolling entity, the interstate tolling entity, or another state, or their agents are to be admissible into evidence to support the unpaid toll violations, are to constitute documents of the department, and are to be prima facie proof of the facts contained in the documents.

The bill provides that no suspension may be imposed more than three years after a violation is committed.

Under the bill, the department, in consultation with the New Jersey tolling entities, is to establish an amnesty program that permits the reduction of 25 percent of unpaid tolls of \$500 or more if all outstanding tolls are otherwise paid in their entirety. The amnesty program is to be open to all violators with cumulative unpaid tolls of \$500 or more incurred prior to the effective date of the bill, except that the amnesty program is to end 180 days after the effective date of the bill.

Any tolls and fees collected are to be paid directly to the relevant New Jersey tolling entity, out-of-state tolling entity, interstate tolling entity, or other state, and tolls and fees collected by the department, as an agent of the New Jersey tolling entities or as an agent of the out-of-state tolling entity, interstate tolling entity, or other state are not to become part of the General Fund. Nothing in the bill is to be

construed to limit the ability of a New Jersey tolling entity to recoup unpaid tolls, fees, and costs by any means available.

The department may negotiate interagency agreements with the New Jersey tolling entities and may include provisions in reciprocity agreements with out-of-state tolling entities, interstate tolling entities, or other states to fund the administrative expenses of the department in enforcing the collection of tolls and fees under the bill. The department may establish minimum fees related to the administration of the bill, which may be increased at the discretion of the department.

The bill provides that the authority of the New Jersey tolling entities, under current law, would not be limited by the new authority provided to the department to collect the civil penalties and tolls or to direct the suspension of a motor vehicle registration on behalf of the New Jersey tolling entities, or an out-of-state tolling entity, interstate tolling entity, or another state with which the department has entered into a reciprocity agreement pursuant to the bill.

The bill also changes certain penalties that may be imposed by the New Jersey Turnpike Authority and South Jersey Transportation Authority.

As amended and reported by the committee, Assembly Bill No. 5799 is identical to Senate Bill No. 1472, which was also amended and reported by the committee on this date.

COMMITTEE AMENDMENTS:

The committee amended the bill to provide the following changes to the bill:

(1) remove the requirement for the toll collection system, to be established and administered by the department pursuant to the bill, to monitor the collection of motor vehicle tolls imposed by each New Jersey tolling entity. As introduced, the bill would have required the department to establish a system to monitor, adjudicate, and enforce the collection of motor vehicle tolls. As amended, the system would only be required to adjudicate and enforce the collection of motor vehicle tolls;

(2) change the penalties associated with certain violations issued by the New Jersey Turnpike Authority, including toll violations. Under current law, the penalty would be a fine in an amount not to exceed \$500. As amended, the penalty would be a fine of \$100 for a first violation and a fine in an amount not to exceed \$600 for each subsequent violation;

(3) remove the requirement for the department to establish minimum fees related to the administration of the bill and instead, provide that the department may establish minimum fees related to the administration of the bill;

(4) require the department to issue a final agency decision prior to directing the suspension of an owner's motor vehicle registration;

(5) require the commission, after receiving the department's direction to suspend a registration and a copy of the department's final agency decision, to suspend an owner's motor vehicle registration and provide notification of the suspension via mail;

(6) provide that the registered owner would not have the right to a hearing before the commission after the department has issued a final agency decision and directed suspension of the registered owner's registration;

(7) remove reference to the Office of Administrative Law as it relates to the appeal of any suspension decision or order of the department;

(8) remove the requirement for an administrative hearing or administrative proceeding to be held for certain violations and instead, require the registered owner of the motor vehicle to be given the opportunity to be heard by the department; and

(9) make grammatical corrections and changes to certain citations.

FISCAL IMPACT:

This bill is not certified as requiring a fiscal note.

SENATE, No. 1472

STATE OF NEW JERSEY
220th LEGISLATURE

INTRODUCED FEBRUARY 10, 2022

Sponsored by:

Senator JAMES BEACH

District 6 (Burlington and Camden)

Senator BRIAN P. STACK

District 33 (Hudson)

SYNOPSIS

Authorizes DOT to establish and administer toll collection and enforcement system on behalf of NJ toll authorities and to enter into reciprocal agreements for enforcement of toll violations with toll authorities from other states.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 11/27/2023)

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2

1 AN ACT concerning toll enforcement, amending various parts of the
2 statutory law, and supplementing Title 27 of the Revised
3 Statutes.

4
5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:

7
8 1. Section 14 of P.L.1951, c.264 (C.27:23-38) is amended to
9 read as follows:

10 14. **[In]** Notwithstanding the provisions of P.L. _____,
11 c. _____ (C. _____) (pending before the Legislature as this bill) to the
12 contrary, in addition to any punishment or penalty provided by
13 other sections of **[this act]** P.L.1951, c.264 (C.27:23-38), every
14 registration certificate and every license certificate to drive motor
15 vehicles may be suspended or revoked and any person may be
16 prohibited from obtaining a driver's license or a registration
17 certificate and the reciprocity privileges of a nonresident may be
18 suspended or revoked by the **[Director of the Division of Motor**
19 **Vehicles]** Chief Administrator of the New Jersey Motor Vehicle
20 Commission for a violation of any of the provisions of this act, after
21 due notice in writing of such proposed suspension, revocation, or
22 prohibition and the ground thereof and after the opportunity to be
23 heard in an administrative proceeding, and otherwise in accordance
24 with the powers, practice, and procedure established by those
25 provisions of Title 39 of the Revised Statutes applicable to such
26 suspension, revocation, or prohibition.

27 Nothing contained herein shall be construed to limit the authority
28 of the Department of Transportation, pursuant to section 3 of
29 P.L. _____, c. _____ (C. _____) (pending before the Legislature as this
30 bill), to collect the civil penalties and tolls imposed by or direct the
31 suspension of a motor vehicle registration on behalf of the authority
32 or an out-of-state tolling entity, interstate tolling entity, or another
33 state with which the department has entered into a reciprocity
34 agreement with pursuant to section 3 of P.L. _____,
35 c. _____ (C. _____) (pending before the Legislature as this bill).

36 (cf: P.L.1951, c.264, s.14)

37
38 2. Section 21 of P.L.1991, c.252 (C.27:25A-21) is amended to
39 read as follows:

40 21. a. Except as otherwise provided in subsection a. of section
41 19 of **[this act]** P.L.1991, c.252 (C.27:25A-19), no vehicle shall be
42 permitted to make use of any expressway project except upon the
43 payment of the tolls as may from time to time be prescribed by the
44 authority. It shall be unlawful for any person to refuse to pay, or to
45 evade or to attempt to evade the payment of the tolls.

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

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1 b. No vehicle shall be operated on any project carelessly or
2 recklessly, or in disregard of the rights or safety of others, or
3 without due caution or prudence, or in a manner so as to endanger
4 unreasonably or to be likely to endanger unreasonably persons or
5 property, while the operator thereof is under the influence of
6 intoxicating liquors or any narcotic or habit-forming drug, nor shall
7 any vehicle be so constructed, equipped, lacking in equipment,
8 loaded, or operated in such a condition of disrepair as to endanger
9 unreasonably or to be likely to endanger unreasonably persons or
10 property.

11 c. A person operating a vehicle on any project shall operate at a
12 careful and prudent speed, having due regard to the rights and
13 safety of others and to the traffic, surface and width of the highway,
14 and any other conditions then existing; and no person shall operate
15 a vehicle on any project at a speed as to endanger life, limb, or
16 property; except that it shall be prima facie lawful for a driver of a
17 vehicle to operate it at a speed not exceeding a speed limit which is
18 designated by the authority as a reasonable and safe speed limit,
19 when appropriate signs giving notice of that speed limit are erected
20 at the roadside or otherwise posted for the information of operators
21 of vehicles.

22 d. No person shall operate a vehicle on any project at a slow
23 speed as to impede or block the normal and reasonable movement
24 of traffic except when reduced speed is necessary for safe operation
25 thereof.

26 e. No person shall operate a vehicle on any project in violation
27 of any speed limit designated by regulation adopted by the
28 authority.

29 f. All persons operating vehicles upon any project **[must]** shall
30 at all times comply with any lawful order, signal, or direction by
31 voice or hand of any police officer engaged in the direction of
32 traffic upon such project. When traffic on a project is controlled by
33 traffic lights, signs, or by mechanical or electrical signals, those
34 lights, signs, and signals shall be obeyed unless a police officer
35 directs otherwise.

36 g. All persons operating vehicles upon any project, or seeking
37 to do so, **[must]** shall at all times comply with regulations, not
38 inconsistent with the other sections of this act, adopted by the
39 authority concerning types, weights, and sizes of vehicles permitted
40 to use the project, and with regulations adopted by the authority for
41 or prohibiting the parking of vehicles, concerning the making of
42 turns and the use of particular traffic lanes, together with any and
43 all other regulations adopted by the authority to control traffic and
44 prohibit acts hazardous in their nature or tending to impede or block
45 the normal and reasonable flow of traffic upon the project; except
46 that prior to the adoption of any regulation for the control of traffic
47 on any project, including the designation of any speed limits, the
48 authority shall investigate and consider the need for and desirability

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1 of the regulation for the safety of persons and property, including
2 the authority's property, and the contribution which that regulation
3 would make toward the efficient and safe handling of traffic and use
4 of the project, and shall determine that the regulation is necessary
5 or desirable to accomplish the purposes or one or some of them, and
6 that upon or prior to the effective date of the regulation and during
7 its continuance, notice thereof shall be given to the drivers of
8 vehicles by appropriate signs erected at the roadside or otherwise
9 posted. The authority may adopt regulations referred to in this
10 section in accordance with the provisions hereof and in accordance
11 with the provisions of the "Administrative Procedure Act."
12 Regulations adopted by the authority pursuant to the provisions of
13 this section shall insofar as practicable, having due regard to the
14 features of the project and the characteristics of traffic thereon and
15 except as to maximum or minimum speed limits, be consistent with
16 the provisions of Title 39 of the Revised Statutes applicable to
17 similar subjects. The authority shall have power to amend,
18 supplement, or repeal any regulation adopted by it under the
19 provisions of this section. No regulation and no amendment, or
20 supplement thereto, or repealer thereof adopted by the authority
21 shall take effect until it is filed with the Office of Administrative
22 Law, by the filing of a copy thereof certified by the secretary of the
23 authority.

24 h. The operator of any vehicle upon a project involved in an
25 incident resulting in injury or death to any person or damage to any
26 property shall immediately stop the vehicle at the scene of the
27 incident, render assistance as may be needed, and give his name,
28 address, and operator's license and motor vehicle registration
29 number to the person injured and to any officer or witness of the
30 injury and shall make a report of the incident in accordance with
31 law.

32 i. No person shall transport in or upon any expressway project,
33 any dynamite, nitroglycerin, black powder, fireworks, blasting caps,
34 or other explosives, gasoline, alcohol, ether, liquid shellac,
35 kerosene, turpentine, formaldehyde, or other inflammable or
36 combustible liquids, ammonium nitrate, sodium chlorate, wet hemp,
37 powdered metallic magnesium, nitro-cellulose film, peroxides, or
38 other readily inflammable solids or oxidizing materials,
39 hydrochloric acid, sulfuric acid, or other corrosive liquids, prussic
40 acid, phosgene, arsenic, carbolic acid, potassium cyanide, tear gas,
41 lewisite, or any other poisonous substances, liquids, or gases, or any
42 compressed gas, or any radioactive article, substance, or material, at
43 a time or place or in a manner or condition as to endanger
44 unreasonably or as to be likely to endanger unreasonably persons or
45 property.

46 j. If the violation of any provision of this section or the
47 violation of any regulation adopted by the authority under the
48 provisions of this section would have been a violation of law or

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1 ordinance if committed on any public road, street, or highway in the
2 municipality in which the violation occurred, it shall be tried and
3 punished in the same manner as if it had been committed in that
4 municipality.

5 k. Notwithstanding the provisions of subsection j. of this
6 section, if the violation of the provisions of subsection i. of this
7 section shall result in injury or death to a person or persons or
8 damage to property in excess of the value of \$5,000, that violation
9 shall constitute a crime of the third degree.

10 l. Except as provided in subsection j. or k. of this section, any
11 violation of any of the provisions of this section, including but not
12 limited to those regarding the payment of tolls, and any violation of
13 any regulation adopted by the authority under the provisions of this
14 section shall be punishable by a fine not exceeding **【\$500** or by
15 imprisonment not exceeding 30 days or by both **】** \$100 for the first
16 violation and not exceeding \$600 for each subsequent violation. A
17 violation shall be tried in a summary way and shall be within the
18 jurisdiction of and may be brought in the Special Civil Part of the
19 Law Division of the Superior Court or any municipal court in the
20 county where the offense was committed. Proceedings under this
21 section may be instituted on any day of the week, and the institution
22 of the proceedings on a Sunday or a holiday shall be no bar to the
23 successful prosecution thereof. Any process served on a Sunday, or
24 a holiday shall be as valid as if served on any other day of the week.
25 When imposing any penalty under the provisions of this subsection
26 the court having jurisdiction shall be guided by the appropriate
27 provisions of any statute fixing uniform penalties for violation of
28 provisions of the motor vehicle and traffic laws contained in Title
29 39 of the Revised Statutes.

30 m. In any prosecution for violating a regulation of the authority
31 adopted pursuant to the provisions of this section, copies of that
32 regulation when authenticated under the seal of the authority by its
33 secretary or assistant secretary shall be evidence in like manner and
34 equal effect as the original.

35 n. No resolution or ordinance adopted by the governing body
36 of any county or municipality for the control and regulation of
37 traffic shall be applicable to vehicles while upon any expressway
38 project operated by the authority.

39 o. **【In】** Notwithstanding the provisions of P.L. _____,
40 c. () (pending before the Legislature as this bill) to the
41 contrary, in addition to any punishment or penalty provided by
42 other subsections of this section, every registration certificate and
43 every license certificate to drive motor vehicles may be suspended
44 or revoked and any person may be prohibited from obtaining a
45 driver's license or a registration certificate and the reciprocity
46 privileges of a nonresident may be suspended or revoked by the
47 **【Director of the Division of Motor Vehicles】** Chief Administrator
48 of the New Jersey Motor Vehicle Commission for a violation of any

1 of the provisions of this section, after due notice in writing of the
2 proposed suspension, revocation, or prohibition and the ground
3 thereof and after the opportunity to be heard during an
4 administrative proceeding, all otherwise in accordance with the
5 powers, practice, and procedure established by the provisions of
6 Title 39 of the Revised Statutes applicable to the suspension,
7 revocation, or prohibition.

8 Nothing contained herein shall be construed to limit the authority
9 of the Department of Transportation, pursuant to section 3 of
10 P.L. , c. (C.) (pending before the Legislature as this
11 bill), to collect the civil penalties and tolls imposed by or direct the
12 suspension of a motor vehicle registration on behalf of the authority
13 or an out-of-state tolling entity, interstate tolling entity, or another
14 state with which the department has entered into a reciprocity
15 agreement with pursuant to section 3 of P.L. , c. (C.)
16 (pending before the Legislature as this bill).

17 p. Except as otherwise provided by this section or by any
18 regulation of the authority adopted in accordance with the
19 provisions of this section, the requirements of Title 39 of the
20 Revised Statutes applicable to persons using, driving, or operating
21 vehicles on the public highways of this State and to vehicles so
22 used, driven, or operated shall be applicable to persons using,
23 driving, or operating vehicles on any expressway project and to
24 vehicles so used, driven, or operated.

25 (cf: P.L.1991, c.252, s.21)

26

27 3. (New section) a. As used in P.L. , c. (C.) (pending
28 before the Legislature as this bill):

29 “Chief administrator” means the Chief Administrator of the New
30 Jersey Motor Vehicle Commission.

31 “Commission” means the New Jersey Motor Vehicle
32 Commission.

33 “Commissioner” means the Commissioner of Transportation.

34 “Department” means the Department of Transportation.

35 “New Jersey tolling entity” shall include the New Jersey
36 Turnpike Authority, established pursuant to section 3 of P.L.1948,
37 454 (C.27:23-3), the South Jersey Transportation Authority,
38 established pursuant to section 4 of P.L.1991, c.252 (C.27:25A-4),
39 any county commission, established pursuant to R.S.27:19-36, or
40 any interstate tolling entity with which New Jersey is a member of
41 the enabling compact and has entered into a reciprocity agreement
42 with the department for the purposes of toll enforcement that
43 authorizes the department to suspend or deny motor vehicle
44 registration privileges for toll violators in accordance with the
45 provisions of P.L. , c. (C.) (pending before the
46 Legislature as this bill).

47 b. Notwithstanding the provisions of any other law, the
48 department may establish and administer a system of monitoring,

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1 adjudicating, and enforcing the collection of motor vehicle tolls
2 imposed by each New Jersey tolling entity that shall include
3 provisions for notice, an opportunity to be heard and appeal, and the
4 suspension of motor vehicle registrations.

5 c. Upon receipt by the department of notification from a New
6 Jersey tolling entity, the department may direct the commission to
7 suspend the motor vehicle registration of the owner of a motor
8 vehicle that has accumulated: unpaid tolls and fees collectively
9 totaling \$500 or more over the past three years; or six or more
10 unpaid toll violations, with at least one violation having occurred
11 after the effective date of P.L. , c. (C.) (pending before
12 the Legislature as this bill).

13 Upon notification from a New Jersey tolling entity that a motor
14 vehicle registration meets the threshold for suspension, the
15 department may direct the suspension even if the unpaid tolls and
16 fees are thereafter reduced below \$500 by a partial satisfaction of
17 the outstanding toll amounts. The suspension shall remain in effect
18 until the department is satisfied that the entirety of all outstanding
19 tolls and fees are paid, dismissed, reversed on appeal or stayed, or
20 that the violator has entered into a payment agreement with the
21 department, provided, however, that the motor vehicle registration
22 may be suspended subsequent to entering into a payment agreement
23 for noncompliance with the repayment agreement.

24 d. Prior to directing the suspension of a motor vehicle
25 registration, the department shall provide the registered owner with
26 written notice, by first class mail to the address of the owner, of the
27 department's intent to seek suspension of the motor vehicle
28 registration and shall afford the owner due process and appeal
29 protections in a manner sufficient to address whether the suspension
30 is based on a false, mistaken, or unjustified claim. If the registered
31 owner fails to dispute or satisfy such unpaid tolls, fees, and costs or
32 if, after an administrative hearing before the department, the owner
33 has not demonstrated that the claim is false, mistaken, or
34 unjustified, the department shall direct suspension of the owner's
35 motor vehicle registration.

36 e. The department may direct the commission to suspend the
37 registration of a motor vehicle upon receiving notification from an
38 out-of-state tolling entity, interstate tolling entity, or another state
39 of unpaid toll violations, pursuant to the terms and conditions of a
40 reciprocity agreement entered into between the department and the
41 out-of-state tolling entity, interstate tolling entity, or other state.

42 f. The department may enter into reciprocal agreements with
43 out-of-state tolling entities, interstate tolling entities, or other states
44 to implement a system of unpaid toll collections and enforcement,
45 providing for the suspension of New Jersey motor vehicle
46 registrations for the non-payment of tolls and fees assessed by an
47 out-of-state or interstate tolling entity or another state and the

1 allocation of administrative expenses. The reciprocal agreement
2 shall include provisions confirming the following:

3 (1) The out-of-state tolling entity, interstate tolling entity, or
4 other state has its own reciprocal procedures for collecting tolls and
5 fees due to New Jersey tolling entities by employing sanctions that
6 include denial of a person's ability to obtain a registration
7 certificate for a motor vehicle;

8 (2) The penalties, exclusive of tolls, claimed by the out-of-state
9 tolling entity, interstate tolling entity, or other state against the
10 owner of a motor vehicle registered in this State does not exceed
11 \$100 for the first violation or \$600 for each subsequent violation;

12 (3) The out-of-state tolling entity, interstate tolling entity, or
13 other state provides due process and appeal protections to address
14 whether a claim pursued against an owner of a motor vehicle
15 registered in this State is false, mistaken, or unjustified;

16 (4) An owner of a motor vehicle registered in this State may
17 present evidence to the out-of-state tolling entity, interstate tolling
18 entity, or other state by mail, telephone, or electronic means or in-
19 person in an administrative proceeding before the department to
20 invoke the owner's rights to due process, without having to appear
21 personally in the jurisdiction where the violation is alleged to have
22 occurred; and

23 (5) The parties to the reciprocity agreement each may charge the
24 other party a fee sufficient for each party to recoup the costs of
25 collection services, including costs incurred by the department or
26 the agency that registers motor vehicles in the other state.

27 g. In any proceeding authorized by this section, documents
28 obtained from a New Jersey tolling entity, the commission, the out-
29 of-state tolling entity, the interstate tolling entity, or another state,
30 or their agents, shall be admissible into evidence to support the
31 unpaid toll violations and shall constitute documents of the
32 department. The department's certification that it has obtained
33 documents and information from a New Jersey tolling entity, the
34 commission, the out-of-state tolling entity, the interstate tolling
35 entity, or another state shall be prima facie proof of the facts
36 contained in the documents.

37 h. Notwithstanding any of the provisions of this section to the
38 contrary, no suspension may be imposed more than three years after
39 the violation is committed.

40 i. The department, in consultation with the New Jersey tolling
41 entities, shall establish an amnesty program that permits the
42 reduction of 25 percent of unpaid tolls of \$500 or more if all
43 outstanding tolls are otherwise paid in their entirety. The amnesty
44 program shall be open to all violators with cumulative unpaid tolls
45 of \$500 or more incurred prior to the effective date of P.L. , c.
46 (C.) (pending before the Legislature as this bill), except that
47 the amnesty program shall end 180 days after the effective date of

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1 P.L. , c. (C.) (pending before the Legislature as this
2 bill).

3 j. The department may supplement the authority bestowed
4 upon it under this section with any other existing statutory or
5 administrative authority conferred on the department, the
6 commission, and the New Jersey tolling entities, and these agencies
7 shall have the power to enter into interagency agreements to
8 implement the provisions of P.L. , c. (C.) (pending
9 before the Legislature as this bill).

10 k. Any tolls and fees collected shall be paid directly to the
11 relevant New Jersey tolling entity, out-of-state tolling entity,
12 interstate tolling entity, or other state, and no tolls and fees
13 collected by the department, as an agent of the New Jersey tolling
14 entities, pursuant to this section, or as an agent of the out-of-state
15 tolling entity, interstate tolling entity, or other state, pursuant to a
16 reciprocity agreement, shall be remitted to the General Fund.

17 Nothing contained herein shall be construed to limit the ability of
18 a New Jersey tolling entity to recoup unpaid tolls, fees, and costs by
19 any means available under civil or criminal judicial process, or
20 through debt collection activities, or any other available statutory,
21 regulatory, or civil mechanisms.

22 Notwithstanding any of the provisions of this section to contrary,
23 the department may negotiate interagency agreements with each
24 New Jersey tolling entity and may include provisions in reciprocity
25 agreements with out-of-state tolling entities, interstate tolling
26 entities, or other states to fund the administrative expenses of the
27 department in enforcing collection of tolls and fees under P.L. , c.
28 (C.) (pending before the Legislature as this bill).

29 The department shall establish minimum fees related to the
30 administration of P.L. , c. (C.) (pending before the
31 Legislature as this bill), which may be increased at the discretion of
32 the department and shall include:

33 (1) A filing fee to appeal the unpaid tolls and fees that form the
34 basis of the notice of pending registration suspension; and

35 (2) A filing fee to appeal any suspension decision or order of the
36 department to the Office of Administrative Law.

37 l. The department, each New Jersey tolling entity, and the
38 commission, working cooperatively under the direction and
39 coordination of the department, may, after providing 30 days'
40 notice for the purpose of receiving public comment, to adopt, via an
41 administrative order entered by the commissioner, the New Jersey
42 tolling entity, or the chief administrator, respectively,
43 administrative regulations providing standards and procedures
44 implementing this act notwithstanding any provision of the
45 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
46 seq.). The administrative orders shall be effective for up to 18
47 months from the effective date of P.L. , c. (C.)
48 (pending before the Legislature as this bill), unless the department,

1 the New Jersey tolling entities, or the commission, respectively,
2 adopt regulations pursuant to the provisions of the "Administrative
3 Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), prior to that
4 date.

5

6 4. This act shall take effect immediately.

7

8

9

STATEMENT

10

11 This bill empowers the Department of Transportation
12 (department) to establish and administer a system to monitor,
13 adjudicate, and enforce the collection of motor vehicle tolls
14 imposed by the New Jersey tolling entities, which include the New
15 Jersey Turnpike Authority, the South Jersey Transportation
16 Authority, the Burlington County Bridge Commission, and any
17 interstate tolling entity with which New Jersey is a member of the
18 enabling compact and has entered into a reciprocity agreement with
19 the department for the purposes of toll enforcement that authorizes
20 the department to suspend or deny motor vehicle registration
21 privileges for toll violators in accordance with the provisions of the
22 bill.

23 The system established by the department, under the bill, is to
24 include provisions for notice, an opportunity to be heard and appeal,
25 and the suspension of motor vehicle registrations.

26 The bill provides that the authority, under current law, of the
27 New Jersey tolling entities is not to be limited by the new authority
28 provided to the department to collect the civil penalties and tolls or
29 to direct the suspension of a motor vehicle registration on behalf of
30 the New Jersey tolling entities, or an out-of-state tolling entity,
31 interstate tolling entity, or another state with which the department
32 has entered into a reciprocity agreement with pursuant to the bill.

33 Under the bill, upon notification from a New Jersey tolling
34 entity, the department may direct the New Jersey Motor Vehicle
35 Commission (commission) to suspend the motor vehicle registration
36 of the owner of a motor vehicle that has accumulated: unpaid tolls
37 and fees collectively total \$500 or more over the past three years; or
38 has six or more unpaid toll violations, with at least one violation
39 having occurred after the effective date of the bill. Upon
40 notification from a New Jersey tolling entity that a motor vehicle
41 registration meets the threshold for suspension, the department is
42 authorized to direct a suspension even if the unpaid tolls and fees
43 are reduced below \$500 by a partial satisfaction of the outstanding
44 toll amounts. The suspension is to remain in effect until the
45 department is satisfied that the entirety of all outstanding tolls and
46 fees are paid, dismissed, reversed on appeal or stayed, or that the
47 violator has entered into a payment agreement with the department,

1 provided, however, that the suspension may be reimposed for
2 noncompliance with a repayment agreement.

3 Prior to directing suspension of a motor vehicle registration, the
4 department is to provide the registered owner with written notice
5 and afford the owner due process and appeal protections in a
6 manner sufficient to address whether the suspension is based on a
7 false, mistaken, or unjustified claim. If the violator fails to dispute
8 or satisfy such unpaid tolls, fees, and costs or if, after an
9 administrative hearing before the department, the violator has not
10 demonstrated that the claim is false, mistaken, or unjustified, the
11 department is to direct suspension of the violator's motor vehicle
12 registration.

13 The bill also empowers the department to direct the commission
14 to suspend the registration of a motor vehicle, upon receiving
15 notification from an out-of-state tolling entity, interstate tolling
16 entity, or another state for unpaid toll violations, pursuant to the
17 terms and conditions of a reciprocity agreement entered into
18 between the department and the out-of-state tolling entity, interstate
19 tolling entity, or other state. The department is also empowered to
20 enter into reciprocal agreements with out-of-state tolling entities,
21 interstate tolling entities, or other states to implement a system of
22 unpaid toll collections and enforcement, providing for the
23 suspension of New Jersey motor vehicle registrations for the non-
24 payment of tolls and fees assessed by an out-of-state or interstate
25 tolling entity or another state and the allocation of administrative
26 expenses.

27 The bill provides that in any proceeding authorized by the bill,
28 documents obtained from the New Jersey tolling entities, the
29 commission, the out-of-state tolling entity, the interstate tolling
30 entity, or another state, or their agents are to be admissible into
31 evidence to support the unpaid toll violations, are to constitute
32 documents of the department, and are to be prima facie proof of the
33 facts contained in the documents.

34 The bill provides that no suspension may be imposed more than
35 three years after a violation is committed.

36 Under the bill, the department, in consultation with the New
37 Jersey tolling entities, is to establish an amnesty program that
38 permits the reduction of 25 percent of unpaid tolls of \$500 or more
39 if all outstanding tolls are otherwise paid in their entirety. The
40 amnesty program is to be open to all violators with cumulative
41 unpaid tolls of \$500 or more incurred prior to the effective date of
42 the bill, except that the amnesty program is to end 180 days after
43 the effective date of the bill.

44 Any tolls and fees collected are to be paid directly to the relevant
45 New Jersey tolling entity, out-of-state tolling entity, interstate
46 tolling entity, or other state, and tolls and fees collected by the
47 department, as an agent of the New Jersey tolling entities or as an
48 agent of the out-of-state tolling entity, interstate tolling entity, or

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1 other state are not to become part of the General Fund. Nothing in
2 the bill is to be construed to limit the ability of a New Jersey tolling
3 entity to recoup unpaid tolls, fees, and costs by any means
4 available.

5 The department may negotiate interagency agreements with the
6 New Jersey tolling entities and may include provisions in
7 reciprocity agreements with out-of-state tolling entities, interstate
8 tolling entities, or other states to fund the administrative expenses
9 of the department in enforcing collection of tolls and fees under the
10 bill. The department is to establish minimum fees related to the
11 administration of the bill, which may be increased at the discretion
12 of the department.

13 Finally, the bill provides that the department, the New Jersey
14 tolling entities, and the commission, working cooperatively under
15 the direction and coordination of the department, are each
16 empowered, after providing 30 days' notice for the purpose of
17 receiving public comment, to adopt, via an administrative order.
18 The administrative orders are to be effective for up to 18 months
19 from the effective date of the bill, unless the department, the New
20 Jersey tolling entities, or the commission, respectively, adopt
21 regulations pursuant to the provisions of the "Administrative
22 Procedures Act" prior to that date.

SENATE BUDGET AND APPROPRIATIONS COMMITTEE

STATEMENT TO

SENATE, No. 1472

with committee amendments

STATE OF NEW JERSEY

DATED: JANUARY 4, 2024

The Senate Budget and Appropriations Committee reports favorably and with committee amendments Senate Bill No. 1472.

As amended and reported, this bill empowers the Department of Transportation (department) to establish and administer a system to adjudicate and enforce the collection of motor vehicle tolls imposed by the New Jersey tolling entities, which include the New Jersey Turnpike Authority, the South Jersey Transportation Authority, the Burlington County Bridge Commission, and any interstate tolling entity with which New Jersey is a member of the enabling compact and has entered into a reciprocity agreement with the department for the purposes of toll enforcement that authorizes the department to suspend or deny motor vehicle registration privileges for toll violators in accordance with the provisions of the bill.

Under the bill, upon notification from a New Jersey tolling entity, the department may direct the New Jersey Motor Vehicle Commission (commission) to suspend the motor vehicle registration of the owner of a motor vehicle that has accumulated either: (1) unpaid tolls and fees collectively totaling \$500 or more over the past three years; or (2) has six or more unpaid toll violations, with at least one violation having occurred after the effective date of the bill. Upon notification from a New Jersey tolling entity that a motor vehicle registration meets the threshold for suspension, the department is authorized to direct a suspension even if the unpaid tolls and fees are reduced below \$500 by a partial satisfaction of the outstanding toll amounts. The suspension is to remain in effect until the department is satisfied that the entirety of all outstanding tolls and fees are paid, dismissed, reversed on appeal or stayed, or that the violator has entered into a payment agreement with the department, provided, however, that the suspension may be reimposed for noncompliance with a repayment agreement.

Prior to directing the suspension of a motor vehicle registration, the department is to provide the registered owner with written notice and afford the owner the opportunity to be heard and appeal in a manner sufficient to address whether the suspension is based on a false, mistaken, or unjustified claim. If the violator fails to dispute or satisfy such unpaid tolls, fees, and costs or if, after being given the opportunity to be heard by the department, the violator has not demonstrated that the

claim is false, mistaken, or unjustified, the department is to issue a final agency decision and direct suspension of the violator's motor vehicle registration. Upon receipt of the department's direction to suspend a registration and a copy of the final decision issued by the department, the commission is required to issue an order denying or suspending the registration via mail to the registered owner's address. The registered owner would not have the right to a hearing before the commission after the department has issued a final agency decision and directed the suspension of the registered owner's registration.

The bill also empowers the department to direct the commission to suspend the registration of a motor vehicle, upon receiving notification from an out-of-state tolling entity, interstate tolling entity, or another state for unpaid toll violations, pursuant to the terms and conditions of a reciprocity agreement entered into between the department and the out-of-state tolling entity, interstate tolling entity, or other state. The department is also empowered to enter into reciprocal agreements with out-of-state tolling entities, interstate tolling entities, or other states to implement a system of unpaid toll collections and enforcement, providing for the suspension of New Jersey motor vehicle registrations for the non-payment of tolls and fees assessed by an out-of-state or interstate tolling entity or another state and the allocation of administrative expenses.

The bill provides that in any proceeding authorized by the bill, documents obtained from the New Jersey tolling entities, the commission, the out-of-state tolling entity, the interstate tolling entity, or another state, or their agents are to be admissible into evidence to support the unpaid toll violations, are to constitute documents of the department, and are to be prima facie proof of the facts contained in the documents.

The bill provides that no suspension may be imposed more than three years after a violation is committed.

Under the bill, the department, in consultation with the New Jersey tolling entities, is to establish an amnesty program that permits the reduction of 25 percent of unpaid tolls of \$500 or more if all outstanding tolls are otherwise paid in their entirety. The amnesty program is to be open to all violators with cumulative unpaid tolls of \$500 or more incurred prior to the effective date of the bill, except that the amnesty program is to end 180 days after the effective date of the bill.

Any tolls and fees collected are to be paid directly to the relevant New Jersey tolling entity, out-of-state tolling entity, interstate tolling entity, or other state, and tolls and fees collected by the department, as an agent of the New Jersey tolling entities or as an agent of the out-of-state tolling entity, interstate tolling entity, or other state are not to become part of the General Fund. Nothing in the bill is to be construed to limit the ability of a New Jersey tolling entity to recoup unpaid tolls, fees, and costs by any means available.

The department may negotiate interagency agreements with the New Jersey tolling entities and may include provisions in reciprocity agreements with out-of-state tolling entities, interstate tolling entities, or other states to fund the administrative expenses of the department in enforcing the collection of tolls and fees under the bill. The department may establish minimum fees related to the administration of the bill, which may be increased at the discretion of the department.

The bill provides that the authority of the New Jersey tolling entities, under current law, would not be limited by the new authority provided to the department to collect the civil penalties and tolls or to direct the suspension of a motor vehicle registration on behalf of the New Jersey tolling entities, or an out-of-state tolling entity, interstate tolling entity, or another state with which the department has entered into a reciprocity agreement pursuant to the bill

The bill also changes certain penalties that may be imposed by the New Jersey Turnpike Authority and South Jersey Transportation Authority.

As amended and reported by the committee, Senate Bill No. 1472 is identical to Assembly Bill No. 5799, which was also amended and reported by the committee on this date.

COMMITTEE AMENDMENTS:

The committee amended the bill to provide the following changes to the bill:

(1) remove the requirement for the toll collection system, to be established and administered by the department pursuant to the bill, to monitor the collection of motor vehicle tolls imposed by each New Jersey tolling entity. As introduced, the bill would have required the department to establish a system to monitor, adjudicate, and enforce the collection of motor vehicle tolls. As amended, the system would only be required to adjudicate and enforce the collection of motor vehicle tolls;

(2) change the penalties associated with certain violations issued by the New Jersey Turnpike Authority, including toll violations. Under current law, the penalty would be a fine in an amount not to exceed \$500. As amended, the penalty would be a fine of \$100 for a first violation and a fine in an amount not to exceed \$600 for each subsequent violation;

(3) remove the requirement for the department to establish minimum fees related to the administration of the bill and instead, provide that the department may establish minimum fees related to the administration of the bill;

(4) require the department to issue a final agency decision prior to directing the suspension of an owner's motor vehicle registration;

(5) require the commission, after receiving the department's direction to suspend a registration and a copy of the department's final

agency decision, to suspend an owner's motor vehicle registration and provide notification of the suspension via mail;

(6) provide that the registered owner would not have the right to a hearing before the commission after the department has issued a final agency decision and directed suspension of the registered owner's registration;

(7) remove reference to the Office of Administrative Law as it relates to the appeal of any suspension decision or order of the department;

(8) remove the requirement for an administrative hearing or administrative proceeding to be held for certain violations and instead, require the registered owner of the motor vehicle to be given the opportunity to be heard by the department; and

(9) make grammatical corrections and changes to certain citations.

FISCAL IMPACT:

This bill is not certified as requiring a fiscal note.

Governor Murphy Takes Action on Legislation

01/16/2024

TRENTON – Today, Governor Murphy signed the following bills into law:

SCS for S-281/ACS for A-3791 (Greenstein, Turner/Sumter, Reynolds-Jackson) – w/STATEMENT - Concerns automatic fire sprinkler systems within newly constructed townhouses

[Copy of Statement](#)

S-539wGR/A-2140 (Ruiz, Pou/Reynolds-Jackson, Wimberly, Mosquera) - Permits online purchase of eligible foods using WIC funds and use of WIC funds for grocery delivery charges

S-659/A-2014 (Oroho, Greenstein/Conaway, Wirths, Umba) - “Manufacturing in Higher Education Act”; requires various State entities to promote manufacturing career pathways for students and provides assistance to manufacturing industry

S-1110/A-3936 (Polistina, Singleton/Guardian, Swift, McClellan) - Authorizes CRDA to finance transportation projects between Atlantic City Airport and Atlantic City Tourism District

S-1662/A-3526 (Ruiz, Codey/Lampitt, Benson, Saucikie) - Requires NJ Youth Suicide Prevention Advisory Council to prepare report regarding suicide prevention instruction in public schools

S-1680wGR/A-2257 (Pou, Ruiz/Murphy, Quijano, Wimberly) - Designates each community college in State as provider of allowable services under SNAP employment and training program

S-2076/ACS for A-3319 (Zwicker, Greenstein/McKnight, Lampitt) - Establishes “Twelfth Grade Postsecondary Transition Year Pilot Program” in Department of Education

S-2535wGR/A-4048 (Polistina, Pou/Benson, McKnight, Reynolds-Jackson, Carter) - Requires health benefits coverage of hearing aids and cochlear implants

S-2841/A-4292 (Scutari, Bramnick/Carter) - Raises minimum amount of liability coverage for commercial motor vehicles and autocabs

SCS for S-3080/ACS for-398 (Ruiz, Burgess/Caputo, Giblin, Tucker) - Establishes position of Youth Disconnection Prevention and Recovery Ombudsperson; establishes “School Disconnection Prevention Task Force”; appropriates \$200,000

S-3102/A-4715 (Smith, Singleton/Stanley, Benson) - Establishes uptime requirement for electric vehicle charging station incentive programs

S-3176/A-4760 (Greenstein, Smith/Swain, Haider, Tully) - Requires DEP and Drinking Water Quality Institute to perform study concerning regulation and treatment of perfluoroalkyl and polyfluoroalkyl substances

SCS for S-3632 and 3649w/GR/ACS for A-1948 (Johnson, Cryan/Haider, Conaway, Quijano) - Requires labeling of non-flushable disposable wipes

S-3758/A-5343 (Cryan/Karabinchak) - Changes deadline for unaffiliated mail-in voters to declare their political party before primary election

S-3837/A-5438 (Pou, Cruz-Perez/Pintor Marin, Wimberly) - Clarifies process for administrative appropriations to UEZs

S-3897/A-5578 (Ruiz, Sarlo/Jasey, Carter, Reynolds-Jackson) - Authorizes Higher Education Student Assistance Authority to award annual summer tuition aid grants

S-4040/A-5881 (Polistina, Lagana/Tully, Guardian, Swift) - Concerns jurisdiction and operations of regional municipal courts

S-4084/A-5851 (Ruiz, Cruz-Perez/Moriarty, Calabrese, Moen) - Concerns temporary registration certificates and license plates

S-4130/A-5849 (Codey/Jasey, Tucker) - Special legislation to change name of “Township of South Orange Village” to “South Orange Village”; changes titles of certain municipal officials; permits nonpartisan municipal elections to be moved to November; permits stipend for governing body members

S-4206/A-5856 (Sarlo/Calabrese) - Changes number of signatures required on primary election petition to nominate certain municipal candidates in certain municipalities

S-4209/A-5879 (Sarlo/Pintor Marin) - Eliminates vote on school budgets for Type II school districts in April elections, except for separate proposals to spend above cap

S-4268/A-5911 (Scutari/Danielsen) - Permits certain special State officers to represent cannabis businesses

A-203/S-2884 (Rooney, Benson, Caputo/A.M. Bucco) - Authorizes creation of special license plates commemorating horse as State animal

A-1100/S-995 (Calabrese, Mukherji, McKnight/Ruiz, Stack) - Requires entities to remove abandoned lines and mark information on certain lines

A-1107/S-770 (Chaparro, Murphy, Mukherji/Pou, Beach) - Directs Chief Technology Officer to conduct study on impacts of redacting handwritten signatures published on State websites; allows for protocols for such redactions to be established by rules and regulations

ACS for A-1255/SS for S-1794 (Stanley, Conaway, Benson/Gopal, Singer) - Updates requirements and standards for authorization and prior authorization of health care services

A-1727/S-3300 (Speight, Reynolds-Jackson, Verrelli/Stanfield, Ruiz) - Requires Attorney General to perform outreach and provide services to victims of human trafficking under certain circumstances

A-1729/S-3550 (Speight, Reynolds-Jackson, McKnight/Greenstein, Ruiz) - Requires AG to address human trafficking in underserved communities

A-1755/S-2505 (McKeon, Calabrese, Conaway/Smith, Greenstein) - Requires installation of operational automatic rain sensor or smart sprinkler as condition of sale of certain real properties, and on certain commercial, retail, and industrial properties and common interest communities within specified timeframes

A-2146wGR/S-855 (Reynolds-Jackson, Wimberly, Sumter/Singleton, Beach) - Creates State business assistance program to establish contracting agency procurement goals for socially and economically disadvantaged business enterprises

A-2581/S-2503 (Lampitt, Park/Beach) - Provides that certain cosmetology and hairstyling courses may be taught using distance learning technology

A-3142/S-1564 (Moen, Moriarty, Benson/Singleton, Corrado) - Authorizes grants to purchase and rehabilitate abandoned homes for homeless veterans

A-3211/S-2302 (Speight, Haider, Swain/Gopal, Ruiz) - Establishes “New Jersey Feminine Hygiene Products for the Homeless Act”

A-3980/S-2706 (Speight, McKnight, Atkins/Zwicker, Turner) - Grants child placed in resource family care and resource family parents the right to be notified when case manager or supervisor is assigned to child; grants child in resource family care right to be notified of certain property and benefits

A-4033wGR/S-2657 (Coughlin, Wimberly/Sarlo, Ruiz) - Extends deadline for completion of school district’s annual audit

A-4049/S-3495 (McKnight, Reynolds-Jackson, Benson/Vitale, Johnson) - Provides for presumptive eligibility for home and community-based services and services provided through program of all-inclusive care for the elderly under Medicaid

A-4105/S-4202 (Lopez, Jimenez, Quijano/Vitale, Turner) - Establishes Interagency Council on Homelessness

A-4183/S-4264 (Haider/Singleton) - Concerns local unit filing requirement for certain shared services agreements

A-4212/S-2762 (Pintor Marin, Reynolds-Jackson, Verrelli/Ruiz, Cunningham) - Establishes Center for Career Relevant Education and Talent Evaluation of New Jersey at Thomas Edison State University

A-4337/S-4156 (Conaway, Atkins, Rooney/Singleton, Pou) - Requires Department of Health to provide information to Statewide 2-1-1 telephone system regarding the location of safe disposal sites for hypodermic syringes and needles and prescription drugs

ACS for A-4496/SCS for S-3247 (Coughlin, Lampitt, Karabinchak, Wimberly/Zwicker, Greenstein) - Revises various provisions of law governing construction of school facilities projects and operations of New Jersey Schools Development Authority; establishes "Charter School and Renaissance School Project Facilities Loan Program" in EDA

A-4522/S-3234 (Moen, McKnight, Quijano/Singer, Singleton) - Requires certain disclosures by sellers of single-family homes with solar panels installed

A-4691/S-1530 (Swain, DeAngelo, Speight/Greenstein, Zwicker) - Requires hazard mitigation plans to include climate change-related threat assessments and hazard prevention and mitigation strategies

A-4723/S-2740 (McKeon, Moriarty, Rooney/Codey, Scutari) - Requires motor vehicle dealer to offer to delete personal information in motor vehicles in certain situations

A-4791/S-3184 (Kennedy, Haider, McKeon/Diegnan, Sarlo) - Establishes "Resiliency and Environmental System Investment Charge Program"

ACS for A-4794/S-3224 (Benson, Mukherji/Singleton, Turner) - Requires request for proposal to establish demonstration projects to develop electric vehicle charging depots serviced by distributed energy resource charging centers for certain electric vehicle use

A-4814/S-1023 (Moen, Wimberly/Singleton, Gopal) - Removes expected family contribution from calculation of financial need under circumstances in which public institutions of higher education may reduce student's institutional financial aid

ACS for A-4821 and 4823wGR/S-3283 (Karabinchak, Conaway, Schaer/Greenstein, Zwicker) - Directs DEP to take certain actions concerning identification and testing of microplastics in drinking water, and requires DEP and BPU to study and promote use of microplastics removal technologies

A-4955/S-3531 (S. Kean, Thomson/Singer, Gopal) - Designates portion of State Highway Route 71 as "John Tarantino Highway"

A-5094/S-3476 (Spearman/Beach, Greenstein) - Concerns licensing of security officer companies

A-5227/S-3662 (Danielsen, Space/Smith, Oroho) - Expands eligibility for "fishing buddy license" fee

A-5285/SCS for S-3708 (Greenwald, Haider, Lopez/Greenstein, A.M. Bucco) - Requires copies of certain law enforcement records to be provided to victims of domestic violence upon request

A-5293/S-3746 (Greenwald, McKnight, Rooney/Gopal, Ruiz) - Concerns New Jersey Civic Information Consortium

A-5311/S-3061 (Verrelli, McKnight, Matsikoudis/Stanfield, Turner) - Enters New Jersey into Counseling Compact

A-5391/S-3765 (DeAngelo/Diegnan, Corrado) - Imposes conditions on drivers approaching disabled vehicles

A-5412/S-3850 (Greenwald, Swain, Jasey/Gopal, Singer) - Establishes nonpublic school transportation program to provide funding to consortiums of nonpublic schools that will assume responsibility for mandated nonpublic school busing

A-5416wGR/S-3883 (Wimberly, Giblin, Haider/Greenstein, Turner) - Requires State Board of Education to authorize alternate route to expedite teacher certification of persons employed as paraprofessionals in school districts

A-5442/S-3793 (Karabinchak, Conaway, McKeon/Smith, Greenstein) - Directs BPU to conduct study to determine feasibility, marketability, and costs of implementing large-scale geothermal heat pump systems in State

A-5462/S-3867 (Coughlin, McKnight, Speight/Vitale, Turner) - Revises law establishing Office of Food Security Advocate, and establishes certain conditions for use of monies appropriated to emergency food organizations

ACS for A-5495/SCS for S-3846 (Danielsen/Scutari, A.M. Bucco) - Clarifies types of firearms allowed to be carried or transported while hunting

A-5516/S-4047 (Reynolds-Jackson, Verrelli, Conaway/Burgess, Turner) - Requires certain health care professionals to undergo bias training

A-5565/S-3971 (S. Kean, Thomson/Gopal) - Provides that 10-year term does not apply to lease of certain municipal properties unless they are waterfront properties or related to waterfront concessions

A-5567/S-3807 (Torrissi, Calabrese/A.M. Bucco, Sarlo) - Extends period of usefulness of fire engines for bonding purposes from 10 to 20 years; eliminates exclusion of passenger cars and station wagons

A-5582/S-3781 (Swain, Simonsen/Lagana, Cryan) - Establishes grant program for NJ YouthBuild programs through DOLWD; makes appropriation

A-5610wGR/S-3954 (Greenwald, Spearman, Chaparro/Beach, A.M. Bucco) - Revises penalties for possession or consumption of alcoholic beverages by underage persons

A-5748/S-4166 (Spearman, Moen, Moriarty/Cruz-Perez, Madden) - Amends definition of "participating county" under County Option Hospital Fee Program

A-5755/S-4183 (Carter, Sumter, Wimberly, Quijano/Scutari, Singleton) - Enhances notice requirements and occupancy restrictions for hotels and multiple dwellings following determination of potentially hazardous condition

A-5799/S-1472 (Moen, Moriarty/Beach, Stack) - Authorizes DOT to establish and administer toll collection and enforcement system on behalf of NJ toll authorities and to enter into reciprocal agreements for enforcement of toll violations with toll authorities from other states

A-5806/S-4165 (Moriarty, Sauickie/Greenstein, Oroho) - Appropriates \$48 million from constitutionally dedicated CBT revenues to DEP for State acquisition of lands for recreation and conservation purposes, including Blue Acres projects, and Green Acres Program administrative costs

A-5807/S-4138 (Freiman/Johnson, Schepisi) - Appropriates \$58 million from constitutionally dedicated CBT revenues for recreation and conservation purposes to DEP for State capital and park development projects

A-5808/S-4135 (Park, Freiman, Lopez/Beach, Turner) - Appropriates \$15,564,293 from constitutionally dedicated CBT revenues to NJ Historic Trust for grants for certain historic preservation projects and associated administrative expenses

A-5809/S-4097 (Swain, Lopez, Sauickie/Zwicker, Gopal) - Amends lists of projects eligible to receive loans for environmental infrastructure projects from NJ Infrastructure Bank for FY 2024

A-5810/S-4098 (Sampson, Sauickie, Lopez/Greenstein, Stanfield) - Amends lists of environmental infrastructure projects approved for long-term funding by DEP under FY 2024 environmental infrastructure funding program

A-5828/S-4201 (Lopez/Vitale) - Authorizes State Treasurer to sell as surplus certain real property and improvements in Township of Woodbridge in Middlesex County

A-5835/S-4134 (Greenwald, Lampitt/Beach, Turner) - Authorizes regional authority to develop and operate regional rehabilitation and reentry center

A-5836/S-4212 (DeAngelo, Sumter, Wimberly/Gopal, Greenstein) - Makes supplemental appropriation of \$650,000 to New Jersey Division of State Police for trooper recruitment and retention

A-5910/S-4266 (Egan/Codey) - Increases annual salary of certain public employees and officers

AJR-200/SJR-138 (Park, Freiman, Calabrese/Lagana) - Designates November 22 of each year as Kimchi Day

Governor Murphy pocket vetoed the following bills:

S-2989/A-1739 (Pou, Singer/McKeon, Quijano, Flynn) - Makes certain for-profit debt adjusters eligible for licensing to conduct business in State

S-3172/A-4689 (Gopal, Turner/Lampitt, Matsikoudis, McKnight) - Establishes teacher certification route for candidates with Montessori teaching credentials

- S-3287/ACS for A-4852 and 1170 (Turner/Reynolds-Jackson, Jasey, Dunn, Wimberly, Calabrese, Spearman, Verrilli)** - Requires institutions of higher education to maintain supply and develop policy governing use of naloxone hydrochloride nasal spray for opioid overdose emergencies
- A-1476/S-930 (Benson, Dancer/Holzapfel, Diegnan)** - Exempts certain motor vehicles that are owned by certain nutrition programs and certain nonprofit organizations that offer social services from motor vehicle registration fees
- A-3642/S-665 (Wirths, Murphy, Benson, Oroho/Greenstein)** - Requires MVC to place designation on motor vehicle's registration information indicating registrant is deaf
- A-3945/S-1660 (Quijano, Reynolds-Jackson, Carter/Ruiz, Singleton)** - Establishes "Male Teachers of Color Mentorship Pilot Program"; appropriates \$95,000
- A-4177/S-2478 (Mosquera, Swain, McKnight, Tucker, Dunn/Ruiz, Vitale)** - Extends duration of law requiring certain provider subsidy payments for child care services be based on enrollment
- A-4396/S-2927 (Lampitt, Jasey, Caputo/Codey)** - Establishes timelines for review and approval by Commissioner of Education of annual certified audits submitted by approved private schools for students with disabilities
- A-4621/S-3156 (Mosquera, Greenwald, Swain/Madden)** - Requires issuance of report on certain information and data on processing of applications for professional and occupational licenses and mandates review of training and call intake in Division of Consumer Affairs.
- A-4740/S-2970 (Mukherji, DeAngelo, McKnight/Cruz-Perez, Turner)** - Provides employee access to employee's employment records on file with DOLWD
- A-5294/S-1825 (Greenwald, Swain, Rooney/Steinhardt, Sarlo, Doherty)** - Exempts sales of investment metal bullion and investment coins from sales and use tax
- A-5893/S-4228 (Karabinchak, Calabrese, Sauckie/Gopal, Sarlo)** - Extends annual horse racing purse subsidies through State fiscal year 2029