

SENATE, No. 271

STATE OF NEW JERSEY

INTRODUCED MARCH 30, 1936

By Mr. STOUT

Referred to Committee on Corporations

AN ACT to amend an act entitled "An act defining motor vehicles and providing for the registration of the same and the licensing of the drivers thereof; fixing rules regulating the use and speed of motor vehicles; fixing the amount of license and registration fees; prescribing and regulating process and the service thereof and proceedings for the violation of the provisions of the act and penalties for said violations," approved April eighth, one thousand nine hundred and twenty-one.

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

1 1. Section thirty-four of the act to which this act is an amendment is
2 hereby amended to read as follows:

3 34. Any person who shall be convicted of violating the provisions of sec-
4 tion thirteen of this act shall be subject to a fine not exceeding one hundred
5 dollars; in default of the payment of such fine there shall be imposed an
6 imprisonment in the county jail for a period not exceeding ten days; *pro-*
7 *vided*, that any offender who shall be convicted of second offense of the same
8 violation may be fined in double the amount herein prescribed for the first
9 offense, and may, in default of the payment thereof, be punished by im-
10 prisonment in the county jail for a period not exceeding twenty days; *pro-*
11 *vided, further*, that the penalties above prescribed shall not apply to the
12 display of a fictitious number.

13 Any person convicted of displaying a fictitious number as prohibited
14 by section thirteen, or violating the provisions of section ten shall be sub-
15 ject to a fine not exceeding five hundred dollars, or to imprisonment in the
16 county jail for a period not exceeding sixty days.

17 Any person who shall be convicted of a violation of section nine of this
18 act shall be subject to a fine not exceeding one hundred dollars.

19 Any person who shall be convicted of a violation of subdivision two of
20 section eleven of this act shall be subject to a fine not exceeding one hun-
21 dred dollars.

22 Any person who shall be convicted of a violation of section sixteen of
23 this act shall, for the first offense, be subject to a fine not exceeding one
24 hundred dollars; in default of the payment of such fine there shall be im-
25 posed an imprisonment in the county jail for a period not exceeding ten
26 days; *provided*, that any offender who shall be convicted of a second or any
27 subsequent offense of the same violation may be fined in double the amount
28 herein prescribed for the first offense, or imprisonment in the county jail
29 for a period not exceeding twenty days and in addition to such penalties the
30 license of said offender shall be revoked; *provided, further*, that nothing
31 herein contained shall prevent a revocation of license for the first offense
32 or for the violation of any provisions of this act.

33 Any person who shall be convicted of violating any of the provisions of
34 section seven or section fifteen shall be subject to a fine not exceeding twen-
35 ty-five dollars.

36 Any person, owning or operating a motor vehicle, who shall use his
37 motor vehicle for transportation of passengers for hire, without having
38 omnibus registration as provided for in section eleven, subdivision three of
39 this act, shall be subject to a fine not exceeding twenty-five dollars, or to
40 imprisonment for a period not exceeding thirty days; *provided*, that any
41 offender who shall be convicted of a second or any subsequent offense of the
42 same violation shall be fined one hundred dollars, or be imprisoned for a
43 period not exceeding ninety days.

1 2. This act shall take effect immediately.

STATEMENT

Any person who operates an autobus or a taxicab without complying with the laws pertaining to the same is guilty of a misdemeanor. In total disregard of these laws irresponsible motor car owners in certain sections of the State carry persons for compensation to various factory terminals, etc., in competition with the duly authorized, regulated and responsible bus lines who, by law, carry adequate insurance and pay gross receipts taxes. This vicious practice has cut heavily into the receipts of some of our bus lines. Indictments cannot be obtained against offending persons as Grand Juries are reluctant to indict.

The Motor Vehicle Act provides for omnibus registration but no penalty is imposed for failure to possess such registration even though one should be engaged in the transportation of passengers for hire. This bill provides a moderate penalty. Adequate enforcement followed by quick and speedy imposition of the penalty will completely stamp out this unlawful and vicious "racket."