

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: Yes

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REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: Yes

Larry Higgs - For Times of Trenton, 'E-Z Pass will have to check customers accounts before issuing violations', *Times, The* (online), 4 Feb 2023 002

CL/JA

§3
C.27:23-34.8
§4
C.27:25A-21.8
§5
Note

P.L. 2023, CHAPTER 7, *approved February 2, 2023*
Senate, No. 646 (*First Reprint*)

1 AN ACT concerning certain electronic toll collection system
2 processes and amending and supplementing P.L.1997, c.59.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. Section 6 of P.L.1997, c.59 (C.27:23-34.1) is amended to
8 read as follows:

9 6. As used in sections 6 through 10 of P.L.1997, c.59 (C.27:23-
10 34.1 through C.27:23-34.5) **[and]**, section 3 of P.L.2021, c.251
11 (C.27:23-34.7), and section 3 of P.L. , c. (C.) (pending
12 before the Legislature as this bill):

13 "Authority" means the New Jersey Turnpike Authority
14 established by section 3 of P.L.1948, c.454 (C.27:23-3).

15 "Electronic toll collection system" means the electronic system
16 employed or utilized by the authority to register and collect the toll
17 required to be paid for a vehicle entering a toll plaza owned or
18 operated by, or on behalf of, the authority.

19 "Lessee" means any person, corporation, firm, partnership,
20 agency, association or organization that rents, leases or contracts for
21 the use of a vehicle and has exclusive use of the vehicle for any
22 period of time.

23 "Lessor" means any person, corporation, firm, partnership,
24 agency, association or organization engaged in the business of
25 renting or leasing vehicles to any lessee under a rental agreement,
26 lease or other contract that provides the lessee with the exclusive
27 use of the vehicle for any period of time.

28 "Operator" means the term "operator" as defined in R.S.39:1-1.

29 "Owner" means the term "owner" as defined in R.S.39:1-1.

30 "Toll collection monitoring system" means a vehicle sensor,
31 placed in a location to work in conjunction with a toll collection
32 facility, that produces one or more photographs, one or more
33 microphotographs, a videotape or other recorded images, or a
34 written record, of a vehicle at the time the vehicle is used or
35 operated in a violation of the toll collection monitoring system

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:

¹Assembly ATR committee amendments adopted March 10, 2022.

1 regulations. The term shall also include any other process that
2 identifies a vehicle by photographic, electronic or other method.

3 "Toll collection monitoring system regulations" means the
4 regulations authorized and adopted pursuant to section 7 of
5 P.L.1997, c.59 (C.27:23-34.2) that prohibit a vehicle from making
6 use of any project except upon the payment of such tolls as may
7 from time to time be prescribed by the authority and that further
8 makes it a violation subject to a civil penalty for any person to
9 refuse to pay, to evade, or to attempt to evade the payment of such
10 tolls, if the violation is recorded by a toll collection monitoring
11 system as defined in this section.

12 "Vehicle" means the term "vehicle" as defined in R.S.39:1-1.
13 (cf: P.L.2021, c.251, s.1)

14

15 2. Section 11 of P.L.1997, c.59 (C.27:25A-21.1) is amended to
16 read as follows:

17 11. As used in sections 11 through 15 of P.L.1997, c.59
18 (C.27:25A-21.1 through C.27:25A-21.5) **and**, section 4 of
19 P.L.2021, c.251 (C.27:25A-21.7), and section 4 of
20 P.L. , c. (C.) (pending before the Legislature as this bill):

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6 system as defined in this section.

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8 (cf: P.L.2021, c.251, s.2)

9

10 3. (New section) Notwithstanding any law, rule, or regulation
11 to the contrary, the New Jersey Turnpike Authority shall not issue a
12 notice of violation or charge any administrative fees to the owner of
13 a vehicle that travels through a lane at a toll plaza or facility
14 dedicated for the electronic toll collection system unless the
15 authority has first determined that the vehicle is not associated with
16 an existing electronic toll collection system account. If the vehicle
17 is associated with an existing electronic toll collection system
18 account, the authority shall relay the license plate information to the
19 lead agency of the electronic toll collection system for toll payment
20 from the appropriate electronic toll collection system account
21 holder, provided that the account holder shall have the right to
22 dispute any such toll charge.

23 An electronic toll collection system account holder shall provide
24 accurate and updated information for the electronic toll collection
25 system account, including updating the license plate numbers
26 associated with the account. If an account holder fails to update the
27 license plate numbers associated with the account, the electronic
28 toll collection system may issue a notice of violation to the account
29 holder for any violation committed and may charge an
30 administrative fee for the violation. The authority shall ¹establish
31 a program] conduct outreach¹ to encourage account holders to
32 comply with the provisions of this section by maintaining accurate
33 and updated information for electronic toll collection system
34 accounts.

35

36 4. (New section) Notwithstanding any law, rule, or regulation
37 to the contrary, the South Jersey Transportation Authority shall not
38 issue a notice of violation or charge any administrative fees to the
39 owner of a vehicle that travels through a lane at a toll plaza or
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14 5. This act shall take effect immediately, but the provisions of
15 sections 3 and 4 of P.L. , c. (C.) (pending before the
16 Legislature as this bill) shall not be construed as affecting the terms
17 of any contract or agreement in effect as of the effective date of this
18 act.

19

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22

23 _____
24 Requires NJTA and SJTA to check E-ZPass database before
issuing E-ZPass violation.

SENATE, No. 646

STATE OF NEW JERSEY 220th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2022 SESSION

Sponsored by:

Senator DECLAN J. O'SCANLON, JR.

District 13 (Monmouth)

SYNOPSIS

Requires NJTA and SJTA to check E-ZPass database before issuing E-ZPass violation.

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44 tolls, if the violation is recorded by a toll collection monitoring
45 system as defined in this section.

46 "Vehicle" means the term "vehicle" as defined in R.S.39:1-1.
47 (cf: P.L.2021, c.251, s.2)

1 3. (New section) Notwithstanding any law, rule, or regulation
2 to the contrary, the New Jersey Turnpike Authority shall not issue a
3 notice of violation or charge any administrative fees to the owner of
4 a vehicle that travels through a lane at a toll plaza or facility
5 dedicated for the electronic toll collection system unless the
6 authority has first determined that the vehicle is not associated with
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23 provisions of this section by maintaining accurate and updated
24 information for electronic toll collection system accounts.
25

26 4. (New section) Notwithstanding any law, rule, or regulation
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1 provisions of this section by maintaining accurate and updated
2 information for electronic toll collection system accounts.

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4 5. This act shall take effect immediately, but the provisions of
5 sections 3 and 4 of P.L. , c. (C.) (pending before the
6 Legislature as this bill) shall not be construed as affecting the terms
7 of any contract or agreement in effect as of the effective date of this
8 act.

9

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STATEMENT

12

13 This bill prohibits the New Jersey Turnpike Authority and South
14 Jersey Transportation Authority from sending a notice of violation
15 or charging any administrative fees to the owner of a vehicle for an
16 E-ZPass violation unless the authority has first determined that the
17 vehicle is not associated with an existing electronic toll collection
18 system account. If the vehicle is used under an existing account,
19 the authority is to relay the license plate information to the lead
20 agency of the electronic toll collection system for toll payment from
21 the account holder. The account holder may dispute any charges
22 imposed under the provisions of this bill.

23 The bill also requires E-ZPass account holders to maintain
24 accurate and updated information on their account. If an account
25 holder fails to update the license plates associated with the account,
26 the account holder may be issued a notice of violation and charged
27 an administrative fee for violations. Each authority is required to
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26 4. (New section) Notwithstanding any law, rule, or regulation
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The bill also requires E-ZPass account holders to maintain accurate and updated information on their account. If an account holder fails to update the license plates associated with the account, the account holder may be issued a notice of violation and charged an administrative fee for violations. Each authority is required to establish a program to encourage account holders to keep their information current.

ASSEMBLY TRANSPORTATION AND INDEPENDENT
AUTHORITIES COMMITTEE

STATEMENT TO

SENATE, No. 646

with committee amendments

STATE OF NEW JERSEY

DATED: MARCH 10, 2022

The Assembly Transportation and Independent Authorities Committee reports favorably and with committee amendments Senate Bill No. 646.

As amended and reported, this bill prohibits the New Jersey Turnpike Authority and South Jersey Transportation Authority from sending a notice of violation or charging any administrative fees to the owner of a vehicle for an E-ZPass violation unless the authority has first determined that the vehicle is not associated with an existing electronic toll collection system account. If the vehicle is associated with an existing account, the authority is to relay the license plate information to the lead agency of the electronic toll collection system for toll payment from the account holder. The account holder may dispute any charges imposed under the provisions of this bill.

The bill also requires E-ZPass account holders to maintain accurate and updated information on their account. If an account holder fails to update the license plates associated with the account, the account holder may be issued a notice of violation and charged an administrative fee for the violation. Each authority is required to conduct outreach to encourage account holders to keep their information current.

As amended and reported, Senate Bill No. 646 is identical to Assembly Bill No. 823, which was also amended and reported by the committee on this date.

COMMITTEE AMENDMENTS:

The committee amendments require the authorities to conduct outreach, rather than establish a program, to encourage account holders to keep their information current.

ASSEMBLY, No. 823

STATE OF NEW JERSEY

220th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2022 SESSION

Sponsored by:

Assemblywoman BRITNEE N. TIMBERLAKE

District 34 (Essex and Passaic)

Assemblyman PEDRO MEJIA

District 32 (Bergen and Hudson)

Assemblywoman VERLINA REYNOLDS-JACKSON

District 15 (Hunterdon and Mercer)

Co-Sponsored by:

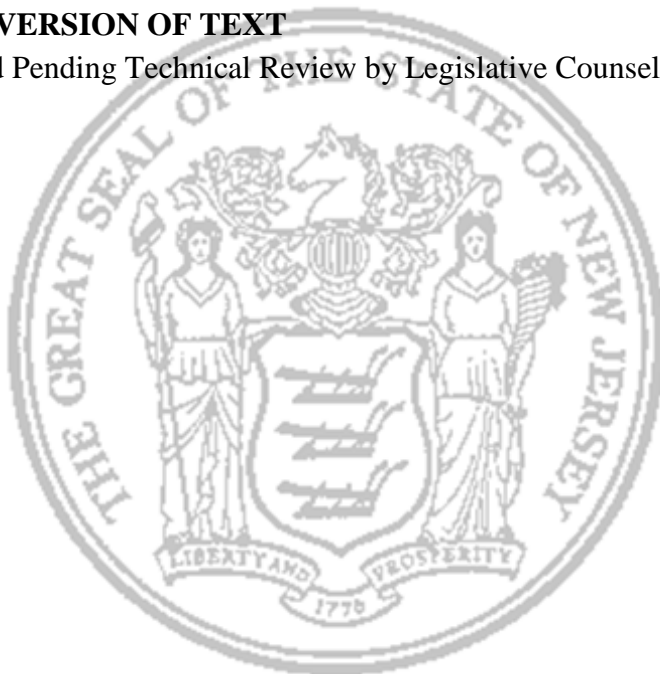
**Assemblyman Atkins, Assemblywoman Haider, Assemblymen Webber,
Dancer and Torrissi**

SYNOPSIS

Requires NJTA and SJTA to check E-ZPass database before issuing E-ZPass violation.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



(Sponsorship Updated As Of: 3/10/2022)

1 AN ACT concerning certain electronic toll collection system
2 processes and amending and supplementing P.L.1997, c.59.

3

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

6

7 1. Section 6 of P.L.1997, c.59 (C.27:23-34.1) is amended to
8 read as follows:

9 6. As used in sections 6 through 10 of P.L.1997, c.59 (C.27:23-
10 34.1 through C.27:23-34.5) and section 3 of P.L. , c. (C.)
11 (pending before the Legislature as this bill):

12 "Authority" means the New Jersey Turnpike Authority
13 established by section 3 of P.L.1948, c.454 (C.27:23-3).

14 "Electronic toll collection system" means the electronic system
15 employed or utilized by the authority to register and collect the toll
16 required to be paid for a vehicle entering a toll plaza owned or
17 operated by, or on behalf of, the authority.

18 "Lessee" means any person, corporation, firm, partnership,
19 agency, association or organization that rents, leases or contracts for
20 the use of a vehicle and has exclusive use of the vehicle for any
21 period of time.

22 "Lessor" means any person, corporation, firm, partnership,
23 agency, association or organization engaged in the business of
24 renting or leasing vehicles to any lessee under a rental agreement,
25 lease or other contract that provides the lessee with the exclusive
26 use of the vehicle for any period of time.

27 "Operator" means the term "operator" as defined in R.S.39:1-1.

28 "Owner" means the term "owner" as defined in R.S.39:1-1.

29 "Toll collection monitoring system" means a vehicle sensor,
30 placed in a location to work in conjunction with a toll collection
31 facility, that produces one or more photographs, one or more
32 microphotographs, a videotape or other recorded images, or a
33 written record, of a vehicle at the time the vehicle is used or
34 operated in a violation of the toll collection monitoring system
35 regulations. The term shall also include any other process that
36 identifies a vehicle by photographic, electronic or other method.

37 "Toll collection monitoring system regulations" means the
38 regulations authorized and adopted pursuant to section 7 of
39 P.L.1997, c.59 (C.27:23-34.2) that prohibit a vehicle from making
40 use of any project except upon the payment of such tolls as may
41 from time to time be prescribed by the authority and that further
42 makes it a violation subject to a civil penalty for any person to
43 refuse to pay, to evade, or to attempt to evade the payment of such
44 tolls, if the violation is recorded by a toll collection monitoring
45 system as defined in this section.

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 "Vehicle" means the term "vehicle" as defined in R.S.39:1-1.
2 (cf: P.L.2003, c.79, s.36)

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4 2. Section 11 of P.L.1997, c.59 (C.27:25A-21.1) is amended to
5 read as follows:

6 11. As used in sections 11 through 15 of P.L.1997, c.59
7 (C.27:25A-21.1 through C.27:25A-21.5) and section 4 of P.L. , c.
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40 refuse to pay, to evade, or to attempt to evade the payment of such
41 tolls, if the violation is recorded by a toll collection monitoring
42 system as defined in this section.

43 "Vehicle" means the term "vehicle" as defined in R.S.39:1-1.
44 (cf: P.L.2003, c.79, s.46)

45

46 3. (New section) Notwithstanding any law, rule, or regulation
47 to the contrary, the New Jersey Turnpike Authority shall not issue a
48 notice of violation or charge any administrative fees to the owner of
49 a vehicle that travels through a lane at a toll plaza or facility

1 dedicated for the electronic toll collection system unless the
2 authority has first determined that the vehicle is not associated with
3 an existing electronic toll collection system account. If the vehicle
4 is associated with an existing electronic toll collection system
5 account, the authority shall relay the license plate information to the
6 lead agency of the electronic toll collection system for toll payment
7 from the appropriate electronic toll collection system account
8 holder, provided that the account holder shall have the right to
9 dispute any such toll charge.

10 An electronic toll collection system account holder shall provide
11 accurate and updated information for the electronic toll collection
12 system account, including updating the license plate numbers
13 associated with the account. If an account holder fails to update the
14 license plate numbers associated with the account, the electronic
15 toll collection system may issue a notice of violation to the account
16 holder for any violation committed and may charge an
17 administrative fee for the violation. The authority shall establish a
18 program to encourage account holders to comply with the
19 provisions of this section by maintaining accurate and updated
20 information for electronic toll collection system accounts.

21

22 4. (New section) Notwithstanding any law, rule, or regulation
23 to the contrary, the South Jersey Transportation Authority shall not
24 issue a notice of violation or charge any administrative fees to the
25 owner of a vehicle that travels through a lane at a toll plaza or
26 facility dedicated for the electronic toll collection system unless the
27 authority has first determined that the vehicle is not associated with
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43 program to encourage account holders to comply with the
44 provisions of this section by maintaining accurate and updated
45 information for electronic toll collection system accounts.

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47 5. This act shall take effect immediately, but the provisions of
48 sections 3 and 4 of P.L. , c. (C.) (pending before the
49 Legislature as this bill) shall not be construed as affecting the terms

1 of any contract or agreement in effect as of the effective date of this
2 act.

3

4

5

STATEMENT

6

7 This bill prohibits the New Jersey Turnpike Authority and South
8 Jersey Transportation Authority from sending a notice of violation
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10 E-ZPass violation unless the authority has first determined that the
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17 The bill also requires E-ZPass account holders to maintain
18 accurate and updated information on their account. If an account
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23 information current.

Governor Murphy Takes Action on Legislation

02/2/2023

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

S-646/A-823 (O'Scanlon, Johnson/Timberlake, Mejia, Reynolds-Jackson) - Requires NJTA and SJTA to check E-ZPass database before issuing E-ZPa

A-3523/S-2305 (Benson, Stanley, Conaway/Gopal, Greenstein) - Requires health insurers to cover colorectal cancer screenings recommended by Unite Task Force and eliminates cost-sharing requirements for certain colonoscopies

The Governor conditionally vetoed the following bill:

S-1388/A-2527 (Singer, A.M. Bucco/Murphy, Webber, Tully) – CONDITIONAL – Establishes “Military Pro Bono Program” to provide pro bono legal repre members of Armed Forces, Reserve components, members of National Guard, and veterans

[Copy of Statement](#)