

48 : 12 - 166

August 31, 1970

LEGISLATIVE HISTORY OF R.S. 48:12-166  
(Arrest; railroad policemen)

*Copy 2*

No similar bills introduced, 1965-1969

L.1969 - Chapt. 160 - A119

February 10 - Introduced by Irwin, Kiehn, Gimson

Not amended during passage

Bill had statement (copy enclosed)

We search the following without success:

V.F.--N.J.--Railroads

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Chapter 160 - Approved Sept. 9, 1969

ASSEMBLY, No. 419

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 10, 1969

By Assemblymen IRWIN, KIEHN and GIMSON

Referred to Committee on Transportation and Public Utilities

AN ACT concerning railroads, amending section 48:12-166 of the Revised Statutes.

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

1 1. Section 48:12-166 of the Revised Statutes is amended to read  
2 as follows:

3 48:12-166. Any person who shall:

4 a. Travel or attempt to travel on any train on a railroad without  
5 having previously paid his fare and with intent to avoid payment  
6 thereof; or

7 b. Having paid his fare for a certain distance, knowingly and  
8 willfully proceed on such train beyond such distance without pre-  
9 viously paying the additional fare for the additional distance, and  
10 with intent to avoid the payment thereof; or

11 c. Knowingly and willfully refuse or neglect on arriving at the  
12 point to which he has paid his fare to quit such train—

13 Shall for every such offense forfeit to the company running the  
14 train a sum not exceeding \$5.00.

15 On complaint made on oath and after summary hearing of the  
16 facts and circumstances or on admission of the parties, any magis-  
17 trate of the municipality where the offender may be arrested shall  
18 have jurisdiction to impose such fine with costs. *The arrest may*  
19 *be made by any police officer or constable or by a commissioned*  
20 *railroad policeman.*

1 2. This act shall take effect immediately.

STATEMENT

When this section was revised as part of the 1962 general re-  
vision of Title 48, the former specific authority of railway police  
to arrest violators was deleted. The purpose of this bill is to re-

instate such authority, and obviate the present need to hold a train while seeking a local police officer in the event detention is necessary.

The Board of Public Utility Commissioners has no objection to this legislation, nor does the Department of Transportation.