



(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, *may possibly* be found at [www.njleg.state.nj.us](http://www.njleg.state.nj.us))

<b>FLOOR AMENDMENT STATEMENT:</b>	No
<b>LEGISLATIVE FISCAL ESTIMATE:</b>	No
<b>VETO MESSAGE:</b>	No
<b>GOVERNOR'S PRESS RELEASE ON SIGNING:</b>	Yes
<b>FOLLOWING WERE PRINTED:</b>	
To check for circulating copies, contact New Jersey State Government Publications at the State Library ( <a href="tel:6092782640">609) 278-2640 ext.103 or <a href="mailto:refdesk@njstatelib.org">mailto:refdesk@njstatelib.org</a></a>	
<b>REPORTS:</b>	No
<b>HEARINGS:</b>	No
<b>NEWSPAPER ARTICLES:</b>	No

RWH/JA

P.L. 2019, CHAPTER 422, *approved January 21, 2020*

Senate, No. 3126

1 AN ACT concerning driver responsibilities when approaching  
2 railroad crossings and amending various parts of the statutory  
3 law.

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

7  
8 1. Section 68 of P.L.1951, c.23 (C.39:4-127.1) is amended to  
9 read as follows:

10 (a) Whenever any person driving a vehicle approaches a railroad  
11 grade crossing under any of the circumstances stated in this section,  
12 the driver of such vehicle shall stop within **[fifty]** 50 feet but not  
13 less than **[fifteen]** 15 feet from the nearest rail of such railroad, and  
14 shall not proceed until **[he]** the driver can do so safely. The  
15 foregoing requirements shall apply when:

16 1. A clearly visible electric or mechanical signal device gives  
17 warning of the immediate approach of a railroad train or other on-  
18 track equipment;

19 2. A crossing gate is lowered or when a human flagman gives or  
20 continues to give a signal of the approach or passage of a railroad  
21 train or other on-track equipment;

22 3. A railroad train or other on-track equipment approaching  
23 within approximately **[one thousand five hundred]** 1500 feet of the  
24 highway crossing emits a signal audible from such distance and  
25 such railroad train or other on-track equipment, by reason of its  
26 speed or nearness to such crossing, is an immediate hazard;

27 4. An approaching railroad train or other on-track equipment is  
28 plainly visible and is in hazardous proximity to such crossing.

29 (b) No person shall drive any vehicle through, around, or under  
30 any crossing gate or barrier at a railroad crossing while such gate or  
31 barrier is closed or is being opened or closed.

32 (cf: P.L.1951, c.23, s.68)

33  
34 2. R.S.39:4-128 is amended to read as follows:

35 39:4-128. (a) The driver of any omnibus, designed for carrying  
36 more than six passengers, or of any school bus carrying any school  
37 child or children, or of any vehicle carrying explosive substance or  
38 flammable liquids as a cargo or part of a cargo, or of any  
39 commercial motor vehicle specified in 49 C.F.R. s.392.10(a) (1)  
40 through (6), before crossing at grade any track or tracks of a  
41 railroad shall stop such vehicle within 50 feet but not less than 15  
42 feet from the nearest rail of such railroad and while so stopped

**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 listen and look in both directions along such track or tracks, for any  
2 approaching train or other on-track equipment, and for signals  
3 indicating the approach of a train or other on-track equipment.  
4 After stopping as required herein and upon proceeding when it is  
5 safe to do so, the driver of any said vehicle shall cross only in such  
6 gear of the vehicle that there will be no necessity for changing gears  
7 while traversing such crossing and the driver shall not shift gears  
8 while crossing the track or tracks. This section shall not apply to  
9 grade crossings which are no longer used for railroad traffic and  
10 which have been abandoned by the railroad company provided that  
11 appropriate signs have been posted to indicate that such grade  
12 crossing has been abandoned or is no longer used for any railroad  
13 traffic. This section shall not apply to grade crossings where the  
14 railroad track has been removed or paved over and the warning  
15 signs erected by the railroad in accordance with R.S.48:12-58 have  
16 been removed, provided that in such case written notice is given to  
17 the Commissioner of Transportation and to the appropriate State or  
18 local authority having jurisdiction over the highway, road, or street  
19 prior to the undertaking of such removal or paving of railroad track.  
20 This section shall also not apply to grade crossings marked with a  
21 sign reading "Exempt Crossing."

22 The Commissioner of Transportation is hereby vested with the  
23 exclusive authority to designate and mark any railroad grade  
24 crossings across any street or highway in this State with a sign  
25 "Exempt Crossing." The commissioner shall hold a public hearing  
26 before designating any crossing as exempt with notice of such  
27 hearing to be served in accordance with regulations promulgated by  
28 the commissioner.

29 The commissioner shall designate a grade crossing an exempt  
30 crossing when the potential for damage and injury from accidents  
31 between motor vehicles required to stop at grade crossings and  
32 other motor vehicles traveling in the same direction exceeds that  
33 between a train and the vehicles required to stop by law. Crossings  
34 designated as exempt crossings may include, but shall not be  
35 limited to, industrial, spurline and secondary crossings. The  
36 commissioner shall promulgate such regulations as are necessary to  
37 effectuate the purpose of the establishment of exempt crossings.

38 (b) No person shall operate or move any crawler-type tractor,  
39 wheel tractor, tractor engine with or without trailer or trailers  
40 attached, steam shovel, derrick, roller, self-propelled concrete  
41 mixer, or any self-propelled vehicle, commercial motor vehicle,  
42 equipment, machinery, apparatus or structure having a normal  
43 operating speed of 10 or less miles per hour or a vertical body or  
44 load clearance of less than 1/2 inch per foot of the distance between  
45 any two adjacent axles or in any event of less than **[9]** nine inches,  
46 measured above the level surface of a roadway, upon or across any  
47 track or tracks at a railroad grade crossing without first complying  
48 with the following requirements.

1 Notice of any such intended crossing shall be given to the nearest  
2 superintendent or trainmaster of such railroad. Such notice shall  
3 specify the approximate time of crossing and a reasonable time  
4 shall be given to such railroad to provide proper protection at such  
5 crossing.

6 After concluding satisfactory arrangements with the proper  
7 officer of the railroad and before making any such crossing, the  
8 person operating or moving any such vehicle or equipment shall  
9 first stop the same not less than 15 feet nor more than 50 feet from  
10 the nearest rail of such railroad, and while so stopped shall listen  
11 and look in both directions along such track or tracks for any  
12 approaching train or other on-track equipment and for signals  
13 indicating the approach of a train or other on-track equipment, and  
14 shall not proceed until the crossing can be made safely.

15 No such crossing shall be made when warning is given by  
16 automatic signal or crossing gates or a flagman or otherwise of the  
17 immediate approach of a railroad train or car or other on-track  
18 equipment. If the flagman is provided by the railroad, movement  
19 over the crossing shall be made under his jurisdiction.

20 (c) Any person violating the provisions of this section shall be  
21 punished by a fine of not more than ~~【\$50.00】~~ \$50 for the first  
22 offense and for the second offense a fine of not more than  
23 ~~【\$100.00】~~ \$100, or by imprisonment for not more than 30 days, or  
24 by both such fine and imprisonment.

25 (d) This section shall not be construed as limiting the authority  
26 of any municipality to adopt police regulations governing the  
27 operation of omnibuses and to provide penalties for their violation,  
28 or to relieve the owner or operator of such omnibus subject to the  
29 jurisdiction of the Board of Public Utilities from any penalty  
30 prescribed by the laws of this State for violation of orders of such  
31 board.

32 (cf: P.L.2005, c.147, s.9)

33

34 3. Section 10 of P.L.2005, c.147 (C.39:4-128.11) is amended to  
35 read as follows:

36 10. a. A driver of a commercial motor vehicle, other than a  
37 commercial motor vehicle that is required to stop at a railroad  
38 crossing in accordance with R.S.39:4-128, shall, upon approaching  
39 a railroad grade crossing, drive at a rate of speed that will permit  
40 the commercial motor vehicle to be stopped before reaching the  
41 nearest rail of the crossing. A driver shall not drive a commercial  
42 motor vehicle upon or over a railroad crossing until ~~【he】~~ the driver  
43 has exercised due caution to ascertain that a train or other on-track  
44 equipment is not approaching the crossing.

45 b. A driver of a commercial motor vehicle, other than a  
46 commercial motor vehicle that is required to stop at a railroad  
47 crossing in accordance with R.S.39:4-128, shall stop that  
48 commercial motor vehicle before reaching the nearest rail of the

1 crossing, if the tracks of the crossing are not clear of other vehicles  
2 or if there is insufficient space to drive the commercial motor  
3 vehicle completely through the crossing without stopping the  
4 commercial motor vehicle.

5 c. An employer shall not knowingly allow, require, permit or  
6 authorize a driver to operate a commercial motor vehicle in  
7 violation of R.S.39:4-128, section 68 of P.L.1951, c.23 (C.39:4-  
8 127.1), or this section. An employer who is convicted of any such  
9 violation shall be fined not more than \$10,000.  
10 (cf: P.L.2005, c.147, s.10)

11

12 4. This act shall take effect immediately.

13

14

15

STATEMENT

16

17 This bill requires drivers to stop at railroad crossings, in the  
18 same manner that drivers are required by law to stop for trains,  
19 when on-track equipment is being operated on the tracks and is  
20 approaching or passing the railroad crossing. Under current New  
21 Jersey law, drivers are only required to stop for approaching or  
22 passing trains.

23

24

25

26

27 \_\_\_\_\_  
28 Requires drivers to stop at railroad crossing when on-track  
equipment is approaching railroad crossing.

# SENATE, No. 3126

## STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED OCTOBER 18, 2018

**Sponsored by:**

**Senator VIN GOPAL**

**District 11 (Monmouth)**

**Assemblyman DANIEL R. BENSON**

**District 14 (Mercer and Middlesex)**

**Assemblywoman BETTYLOU DECROCE**

**District 26 (Essex, Morris and Passaic)**

**Assemblyman NICHOLAS CHIARAVALLOTTI**

**District 31 (Hudson)**

**Co-Sponsored by:**

**Assemblywomen McKnight and Vainieri Huttle**

**SYNOPSIS**

Requires drivers to stop at railroad crossing when on-track equipment is approaching railroad crossing.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 1/14/2020)**

1 AN ACT concerning driver responsibilities when approaching  
2 railroad crossings and amending various parts of the statutory  
3 law.

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

7  
8 1. Section 68 of P.L.1951, c.23 (C.39:4-127.1) is amended to  
9 read as follows:

10 (a) Whenever any person driving a vehicle approaches a railroad  
11 grade crossing under any of the circumstances stated in this section,  
12 the driver of such vehicle shall stop within **[fifty]** 50 feet but not  
13 less than **[fifteen]** 15 feet from the nearest rail of such railroad, and  
14 shall not proceed until **[he]** the driver can do so safely. The  
15 foregoing requirements shall apply when:

16 1. A clearly visible electric or mechanical signal device gives  
17 warning of the immediate approach of a railroad train or other on-  
18 track equipment;

19 2. A crossing gate is lowered or when a human flagman gives or  
20 continues to give a signal of the approach or passage of a railroad  
21 train or other on-track equipment;

22 3. A railroad train or other on-track equipment approaching  
23 within approximately **[one thousand five hundred]** 1500 feet of the  
24 highway crossing emits a signal audible from such distance and  
25 such railroad train or other on-track equipment, by reason of its  
26 speed or nearness to such crossing, is an immediate hazard;

27 4. An approaching railroad train or other on-track equipment is  
28 plainly visible and is in hazardous proximity to such crossing.

29 (b) No person shall drive any vehicle through, around, or under  
30 any crossing gate or barrier at a railroad crossing while such gate or  
31 barrier is closed or is being opened or closed.

32 (cf: P.L.1951, c.23, s.68)

33

34 2. R.S.39:4-128 is amended to read as follows:

35 39:4-128. (a) The driver of any omnibus, designed for carrying  
36 more than six passengers, or of any school bus carrying any school  
37 child or children, or of any vehicle carrying explosive substance or  
38 flammable liquids as a cargo or part of a cargo, or of any  
39 commercial motor vehicle specified in 49 C.F.R. s.392.10(a) (1)  
40 through (6), before crossing at grade any track or tracks of a  
41 railroad shall stop such vehicle within 50 feet but not less than 15  
42 feet from the nearest rail of such railroad and while so stopped  
43 listen and look in both directions along such track or tracks, for any  
44 approaching train or other on-track equipment, and for signals

**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 indicating the approach of a train or other on-track equipment.  
2 After stopping as required herein and upon proceeding when it is  
3 safe to do so, the driver of any said vehicle shall cross only in such  
4 gear of the vehicle that there will be no necessity for changing gears  
5 while traversing such crossing and the driver shall not shift gears  
6 while crossing the track or tracks. This section shall not apply to  
7 grade crossings which are no longer used for railroad traffic and  
8 which have been abandoned by the railroad company provided that  
9 appropriate signs have been posted to indicate that such grade  
10 crossing has been abandoned or is no longer used for any railroad  
11 traffic. This section shall not apply to grade crossings where the  
12 railroad track has been removed or paved over and the warning  
13 signs erected by the railroad in accordance with R.S.48:12-58 have  
14 been removed, provided that in such case written notice is given to  
15 the Commissioner of Transportation and to the appropriate State or  
16 local authority having jurisdiction over the highway, road, or street  
17 prior to the undertaking of such removal or paving of railroad track.  
18 This section shall also not apply to grade crossings marked with a  
19 sign reading "Exempt Crossing."

20 The Commissioner of Transportation is hereby vested with the  
21 exclusive authority to designate and mark any railroad grade  
22 crossings across any street or highway in this State with a sign  
23 "Exempt Crossing." The commissioner shall hold a public hearing  
24 before designating any crossing as exempt with notice of such  
25 hearing to be served in accordance with regulations promulgated by  
26 the commissioner.

27 The commissioner shall designate a grade crossing an exempt  
28 crossing when the potential for damage and injury from accidents  
29 between motor vehicles required to stop at grade crossings and  
30 other motor vehicles traveling in the same direction exceeds that  
31 between a train and the vehicles required to stop by law. Crossings  
32 designated as exempt crossings may include, but shall not be  
33 limited to, industrial, spurline and secondary crossings. The  
34 commissioner shall promulgate such regulations as are necessary to  
35 effectuate the purpose of the establishment of exempt crossings.

36 (b) No person shall operate or move any crawler-type tractor,  
37 wheel tractor, tractor engine with or without trailer or trailers  
38 attached, steam shovel, derrick, roller, self-propelled concrete  
39 mixer, or any self-propelled vehicle, commercial motor vehicle,  
40 equipment, machinery, apparatus or structure having a normal  
41 operating speed of 10 or less miles per hour or a vertical body or  
42 load clearance of less than 1/2 inch per foot of the distance between  
43 any two adjacent axles or in any event of less than **[9]** nine inches,  
44 measured above the level surface of a roadway, upon or across any  
45 track or tracks at a railroad grade crossing without first complying  
46 with the following requirements.

47 Notice of any such intended crossing shall be given to the nearest  
48 superintendent or trainmaster of such railroad. Such notice shall

1 specify the approximate time of crossing and a reasonable time  
2 shall be given to such railroad to provide proper protection at such  
3 crossing.

4 After concluding satisfactory arrangements with the proper  
5 officer of the railroad and before making any such crossing, the  
6 person operating or moving any such vehicle or equipment shall  
7 first stop the same not less than 15 feet nor more than 50 feet from  
8 the nearest rail of such railroad, and while so stopped shall listen  
9 and look in both directions along such track or tracks for any  
10 approaching train or other on-track equipment and for signals  
11 indicating the approach of a train or other on-track equipment, and  
12 shall not proceed until the crossing can be made safely.

13 No such crossing shall be made when warning is given by  
14 automatic signal or crossing gates or a flagman or otherwise of the  
15 immediate approach of a railroad train or car or other on-track  
16 equipment. If the flagman is provided by the railroad, movement  
17 over the crossing shall be made under his jurisdiction.

18 (c) Any person violating the provisions of this section shall be  
19 punished by a fine of not more than ~~[\$50.00]~~ \$50 for the first  
20 offense and for the second offense a fine of not more than  
21 ~~[\$100.00]~~ \$100, or by imprisonment for not more than 30 days, or  
22 by both such fine and imprisonment.

23 (d) This section shall not be construed as limiting the authority  
24 of any municipality to adopt police regulations governing the  
25 operation of omnibuses and to provide penalties for their violation,  
26 or to relieve the owner or operator of such omnibus subject to the  
27 jurisdiction of the Board of Public Utilities from any penalty  
28 prescribed by the laws of this State for violation of orders of such  
29 board.

30 (cf: P.L.2005, c.147, s.9)

31

32 3. Section 10 of P.L.2005, c.147 (C.39:4-128.11) is amended to  
33 read as follows:

34 10. a. A driver of a commercial motor vehicle, other than a  
35 commercial motor vehicle that is required to stop at a railroad  
36 crossing in accordance with R.S.39:4-128, shall, upon approaching  
37 a railroad grade crossing, drive at a rate of speed that will permit  
38 the commercial motor vehicle to be stopped before reaching the  
39 nearest rail of the crossing. A driver shall not drive a commercial  
40 motor vehicle upon or over a railroad crossing until ~~[he]~~ the driver  
41 has exercised due caution to ascertain that a train or other on-track  
42 equipment is not approaching the crossing.

43 b. A driver of a commercial motor vehicle, other than a  
44 commercial motor vehicle that is required to stop at a railroad  
45 crossing in accordance with R.S.39:4-128, shall stop that  
46 commercial motor vehicle before reaching the nearest rail of the  
47 crossing, if the tracks of the crossing are not clear of other vehicles  
48 or if there is insufficient space to drive the commercial motor

1 vehicle completely through the crossing without stopping the  
2 commercial motor vehicle.

3 c. An employer shall not knowingly allow, require, permit or  
4 authorize a driver to operate a commercial motor vehicle in  
5 violation of R.S.39:4-128, section 68 of P.L.1951, c.23 (C.39:4-  
6 127.1), or this section. An employer who is convicted of any such  
7 violation shall be fined not more than \$10,000.  
8 (cf: P.L.2005, c.147, s.10)

9  
10 4. This act shall take effect immediately.

11

12

13

STATEMENT

14

15 This bill requires drivers to stop at railroad crossings, in the  
16 same manner that drivers are required by law to stop for trains,  
17 when on-track equipment is being operated on the tracks and is  
18 approaching or passing the railroad crossing. Under current New  
19 Jersey law, drivers are only required to stop for approaching or  
20 passing trains.

SENATE TRANSPORTATION COMMITTEE

STATEMENT TO

**SENATE, No. 3126**

**STATE OF NEW JERSEY**

DATED: DECEMBER 10, 2018

The Senate Transportation Committee reports favorably Senate Bill No. 3126.

As reported, this bill requires drivers to stop at railroad crossings, in the same manner that drivers are required by law to stop for trains, when on-track equipment is being operated on the tracks and is approaching or passing the railroad crossing. Under current New Jersey law, drivers are only required to stop for approaching or passing trains.

# ASSEMBLY, No. 4107

## STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED JUNE 4, 2018

**Sponsored by:**

**Assemblyman DANIEL R. BENSON**

**District 14 (Mercer and Middlesex)**

**Assemblywoman BETTYLOU DECROCE**

**District 26 (Essex, Morris and Passaic)**

**Assemblyman NICHOLAS CHIARAVALLOTI**

**District 31 (Hudson)**

**Co-Sponsored by:**

**Assemblywomen McKnight and Vainieri Huttle**

**SYNOPSIS**

Requires drivers to stop at railroad crossing when on-track equipment is approaching railroad crossing.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 1/14/2020)**

1 AN ACT concerning driver responsibilities when approaching  
2 railroad crossings and amending various parts of the statutory  
3 law.

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

7  
8 1. Section 68 of P.L.1951, c.23 (C.39:4-127.1) is amended to  
9 read as follows:

10 (a) Whenever any person driving a vehicle approaches a railroad  
11 grade crossing under any of the circumstances stated in this section,  
12 the driver of such vehicle shall stop within **[fifty]** 50 feet but not  
13 less than **[fifteen]** 15 feet from the nearest rail of such railroad, and  
14 shall not proceed until **[he]** the driver can do so safely. The  
15 foregoing requirements shall apply when:

16 1. A clearly visible electric or mechanical signal device gives  
17 warning of the immediate approach of a railroad train or other on-  
18 track equipment;

19 2. A crossing gate is lowered or when a human flagman gives  
20 or continues to give a signal of the approach or passage of a railroad  
21 train or other on-track equipment;

22 3. A railroad train or other on-track equipment approaching  
23 within approximately **[one thousand five hundred]** 1500 feet of the  
24 highway crossing emits a signal audible from such distance and  
25 such railroad train or other on-track equipment, by reason of its  
26 speed or nearness to such crossing, is an immediate hazard;

27 4. An approaching railroad train or other on-track equipment is  
28 plainly visible and is in hazardous proximity to such crossing.

29 (b) No person shall drive any vehicle through, around, or under  
30 any crossing gate or barrier at a railroad crossing while such gate or  
31 barrier is closed or is being opened or closed.

32 (cf: P.L.1951, c.23, s.68)

33  
34 2. R.S.39:4-128 is amended to read as follows:

35 39:4-128. (a) The driver of any omnibus, designed for carrying  
36 more than six passengers, or of any school bus carrying any school  
37 child or children, or of any vehicle carrying explosive substance or  
38 flammable liquids as a cargo or part of a cargo, or of any  
39 commercial motor vehicle specified in 49 C.F.R. s.392.10(a) (1)  
40 through (6), before crossing at grade any track or tracks of a  
41 railroad shall stop such vehicle within 50 feet but not less than 15  
42 feet from the nearest rail of such railroad and while so stopped  
43 listen and look in both directions along such track or tracks, for any  
44 approaching train or other on-track equipment, and for signals  
45 indicating the approach of a train or other on-track equipment.

**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 After stopping as required herein and upon proceeding when it is  
2 safe to do so, the driver of any said vehicle shall cross only in such  
3 gear of the vehicle that there will be no necessity for changing gears  
4 while traversing such crossing and the driver shall not shift gears  
5 while crossing the track or tracks. This section shall not apply to  
6 grade crossings which are no longer used for railroad traffic and  
7 which have been abandoned by the railroad company provided that  
8 appropriate signs have been posted to indicate that such grade  
9 crossing has been abandoned or is no longer used for any railroad  
10 traffic. This section shall not apply to grade crossings where the  
11 railroad track has been removed or paved over and the warning  
12 signs erected by the railroad in accordance with R.S.48:12-58 have  
13 been removed, provided that in such case written notice is given to  
14 the Commissioner of Transportation and to the appropriate State or  
15 local authority having jurisdiction over the highway, road, or street  
16 prior to the undertaking of such removal or paving of railroad track.  
17 This section shall also not apply to grade crossings marked with a  
18 sign reading "Exempt Crossing."

19 The Commissioner of Transportation is hereby vested with the  
20 exclusive authority to designate and mark any railroad grade  
21 crossings across any street or highway in this State with a sign  
22 "Exempt Crossing." The commissioner shall hold a public hearing  
23 before designating any crossing as exempt with notice of such  
24 hearing to be served in accordance with regulations promulgated by  
25 the commissioner.

26 The commissioner shall designate a grade crossing an exempt  
27 crossing when the potential for damage and injury from accidents  
28 between motor vehicles required to stop at grade crossings and  
29 other motor vehicles traveling in the same direction exceeds that  
30 between a train and the vehicles required to stop by law. Crossings  
31 designated as exempt crossings may include, but shall not be  
32 limited to, industrial, spurline and secondary crossings. The  
33 commissioner shall promulgate such regulations as are necessary to  
34 effectuate the purpose of the establishment of exempt crossings.

35 (b) No person shall operate or move any crawler-type tractor,  
36 wheel tractor, tractor engine with or without trailer or trailers  
37 attached, steam shovel, derrick, roller, self-propelled concrete  
38 mixer, or any self-propelled vehicle, commercial motor vehicle,  
39 equipment, machinery, apparatus or structure having a normal  
40 operating speed of 10 or less miles per hour or a vertical body or  
41 load clearance of less than 1/2 inch per foot of the distance between  
42 any two adjacent axles or in any event of less than **[9]** nine inches,  
43 measured above the level surface of a roadway, upon or across any  
44 track or tracks at a railroad grade crossing without first complying  
45 with the following requirements.

46 Notice of any such intended crossing shall be given to the nearest  
47 superintendent or trainmaster of such railroad. Such notice shall  
48 specify the approximate time of crossing and a reasonable time

1 shall be given to such railroad to provide proper protection at such  
2 crossing.

3 After concluding satisfactory arrangements with the proper  
4 officer of the railroad and before making any such crossing, the  
5 person operating or moving any such vehicle or equipment shall  
6 first stop the same not less than 15 feet nor more than 50 feet from  
7 the nearest rail of such railroad, and while so stopped shall listen  
8 and look in both directions along such track or tracks for any  
9 approaching train or other on-track equipment and for signals  
10 indicating the approach of a train or other on-track equipment, and  
11 shall not proceed until the crossing can be made safely.

12 No such crossing shall be made when warning is given by  
13 automatic signal or crossing gates or a flagman or otherwise of the  
14 immediate approach of a railroad train or car or other on-track  
15 equipment. If the flagman is provided by the railroad, movement  
16 over the crossing shall be made under his jurisdiction.

17 (c) Any person violating the provisions of this section shall be  
18 punished by a fine of not more than ~~[\$50.00]~~ \$50 for the first  
19 offense and for the second offense a fine of not more than  
20 ~~[\$100.00]~~ \$100, or by imprisonment for not more than 30 days, or  
21 by both such fine and imprisonment.

22 (d) This section shall not be construed as limiting the authority  
23 of any municipality to adopt police regulations governing the  
24 operation of omnibuses and to provide penalties for their violation,  
25 or to relieve the owner or operator of such omnibus subject to the  
26 jurisdiction of the Board of Public Utilities from any penalty  
27 prescribed by the laws of this State for violation of orders of such  
28 board.

29 (cf: P.L.2005, c.147, s.9)

30

31 3. Section 10 of P.L.2005, c.147 (C.39:4-128.11) is amended to  
32 read as follows:

33 10. a. A driver of a commercial motor vehicle, other than a  
34 commercial motor vehicle that is required to stop at a railroad  
35 crossing in accordance with R.S.39:4-128, shall, upon approaching  
36 a railroad grade crossing, drive at a rate of speed that will permit  
37 the commercial motor vehicle to be stopped before reaching the  
38 nearest rail of the crossing. A driver shall not drive a commercial  
39 motor vehicle upon or over a railroad crossing until ~~[he]~~ the driver  
40 has exercised due caution to ascertain that a train or other on-track  
41 equipment is not approaching the crossing.

42 b. A driver of a commercial motor vehicle, other than a  
43 commercial motor vehicle that is required to stop at a railroad  
44 crossing in accordance with R.S.39:4-128, shall stop that  
45 commercial motor vehicle before reaching the nearest rail of the  
46 crossing, if the tracks of the crossing are not clear of other vehicles  
47 or if there is insufficient space to drive the commercial motor



1 vehicle completely through the crossing without stopping the  
2 commercial motor vehicle.

3 c. An employer shall not knowingly allow, require, permit or  
4 authorize a driver to operate a commercial motor vehicle in  
5 violation of R.S.39:4-128, section 68 of P.L.1951, c.23 (C.39:4-  
6 127.1), or this section. An employer who is convicted of any such  
7 violation shall be fined not more than \$10,000.  
8 (cf: P.L.2005, c.147, s.10)

9  
10 4. This act shall take effect immediately.

11  
12

13 STATEMENT

14

15 This bill requires drivers to stop at railroad crossings, in the  
16 same manner that drivers are required by law to stop for trains,  
17 when on-track equipment is being operated on the tracks and is  
18 approaching or passing the railroad crossing. Under current New  
19 Jersey law, drivers are only required to stop for approaching or  
20 passing trains.

ASSEMBLY TRANSPORTATION AND INDEPENDENT  
AUTHORITIES COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 4107**

**STATE OF NEW JERSEY**

DATED: OCTOBER 18, 2018

The Assembly Transportation and Independent Authorities Committee reports favorably Assembly Bill No. 4107.

As reported, this bill requires drivers to stop at railroad crossings, in the same manner that drivers are required by law to stop for trains, when on-track equipment is being operated on the tracks and is approaching or passing the railroad crossing. Under current New Jersey law, drivers are only required to stop for approaching or passing trains.

# Governor Murphy Takes Action on Legislation

01/21/2020

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

**S-62/A-2478 (Singleton, Oroho/DeAngelo, Houghtaling, Space)** – Requires certain contractors to register under "The Public Works Contractor Registration Act"

**S-358/A-4587 (Rice/Sumter, Reynolds-Jackson)** – Establishes database with certain information about individuals elected to public office in this State

**S-376/A-3839 (Madden, Gopal/Moriarty, Lagana, Mukherji, Murphy)** – Eliminates eligibility time limit on tuition benefits for spouses of certain public safety workers killed in performance of their duties

**S-497/A-4626 (Vitale, Madden/Mosquera, McKnight, Vainieri Huttle)** – Allows certain prior statements by children to be admitted into evidence in child abuse and termination of parental rights cases

**S-498/ACS for A-3391 (Vitale, Oroho/DeCroce, Johnson, DiMaso)** – Makes various changes to "Criminal Injuries Compensation Act of 1971"

**S-521/A-4378 (T. Kean, C.A. Brown, Pou, Ruiz/Caputo, Mukherji, Vainieri Huttle)** – Requires NJ State Council on Arts to establish "Artist District" designation and select certain municipalities or areas within municipalities for such designation

**S-589/ACS for A-422 (Weinberg/Mosquera, Jones, Moriarty)** – Requires Secretary of State to establish secure Internet website for online voter registration; authorizes use of digitized signatures from New Jersey Motor Vehicle Commission's database

**S-700/A-3836 (Ruiz, Cunningham/Schaer, Mukherji, Jasey)** – "Higher Education Citizenship Equality Act"; defines domicile for dependent students for purpose of eligibility for State student grants and scholarships, and resident tuition rate

**S-721/A-1751 (Greenstein, Cunningham, Diegnan/Quijano, Benson)** – Authorizes use of certain electric school buses

**S-758/A-1987 (Cunningham, Cruz-Perez/Sumter, Mukherji, Quijano)** – Requires incarcerated individual from State to be counted at residential address for legislative redistricting purposes

**S-765/A-541 (Cunningham, T. Kean, Ruiz/Mazzeo, Jasey, Vainieri Huttle, Sumter, Benson)** – Prohibits Higher Education Student Assistance Authority from referring defaulted loans under New Jersey College Loans to Assist State Students (NJCLASS) Loan Program for certain actions if authority and borrower have entered into settlement agreement

**S-782/A-1110 (Sarlo, Scutari/Downey, Houghtaling, Dancer)** – Increases workers' compensation for loss of hand or foot

**S-834 wGR/A-4186 (Scutari, Greenstein/Jones, Pintor Marin)** – Prohibits resale of non-prescription diabetes test devices by pharmacists

**S-939/A-3331 (Pou/Vainieri Huttle, Lopez, McKnight)** – Requires forms and materials for individuals with developmental disabilities to be available in languages other than English

**S-974/A-3040 (Singleton, T. Kean/Vainieri Huttle, Timberlake, Mosquera)** – Requires newborn infants be screened for spinal muscular atrophy

- S-1032/A-2389 (Vitale, Gopal/Schaer, Benson, Verrelli)** – Concerns expansion of services provided by DHS mental health screening services
- S-1146/A-2365 (Codey, Rice/Vainieri Huttle, Mukherji, Downey)** – Requires hospital patient's medical record to include notation if patient is at increased risk of confusion, agitation, behavioral problems, and wandering due to dementia related disorder
- S-1298/ACS for A-2972 (A.M. Bucco, Singleton/Mazzeo, Dunn, Space)** – Permits municipalities to provide information on property tax bills concerning amount of local tax dollars saved through shared services
- S-1318/A-3156 (Ruiz, Scutari/Lampitt, Mosquera)** – Permits counties and non-governmental, community-based agencies to establish family justice centers which provide coordinated, multi-agency governmental and non-governmental assistance to victims of certain crimes and offenses, including domestic violence, and their family members
- S-1505/A-1707 (Vitale/Vainieri Huttle, Lampitt, Benson, Mosquera)** – Expands membership of NJ Task Force on Child Abuse and Neglect
- S-1647/A-3181 (Diegnan, Codey/Conaway, Vainieri Huttle, Benson, Murphy)** – Prohibits use of coupons, price rebates, and price reduction promotions in sales of tobacco and vapor products
- S-1683/A-4267 (Smith, Greenstein/McKeon, Space, Wirths)** – Concerns regulation of solid waste, hazardous waste, and soil and fill recycling industries
- S-1703/A-715 (Connors, Holzapfel/Gove, Rumpf, DiMaso)** – Exempts disabled veterans from beach buggy permit fees
- S-1791/A-3414 (Weinberg/Johnson, Vainieri Huttle, Houghtaling)** – Requires employers to disclose certain wage information to employees
- S-1796/A-4693 (Addiego, Sweeney/Murphy)** – Permits school district of residence to provide aid in-lieu-of transportation to pupil attending Marine Academy of Science and Technology provided certain conditions are met
- S-1832/A-211 (Ruiz, Sarlo/Chiaravalloti, Zwicker, Pintor Marin)** – Establishes loan redemption program and tuition reimbursement program for certain teachers of science, technology, engineering, and mathematics
- S-2267/A-3616 (Sweeney, Corrado/Burzichelli, Holley, Calabrese)** – Gives State lottery winners option of remaining anonymous indefinitely
- S-2303/A-4843 (Sweeney, Ruiz, Cunningham/Wimberly, Karabinchak, Calabrese)** – Requires establishment of Work and Learn Consortiums by certain educational institutions to establish certificate and degree programs identified in high labor-demand industries
- S-2389 wGR/A-5449 (Singleton/Quijano, Downey, Houghtaling, Moriarty)** – Requires New Jersey State Board of Pharmacy to establish prescription drug pricing disclosure website and certain pharmaceutical manufacturing companies to provide prescription drug price information
- S-2428/A-4965 (Scutari/Quijano, Vainieri Huttle)** – Requires that massage and bodywork therapists and employers carry professional liability insurance
- S-2469/A-3745 (Singleton, Oroho/Wirths, Mazzeo, Space)** – Prohibits person from contracting for public work if person is federally debarred from receiving federal contract
- S-2511/A-4020 (Madden/Mazzeo, Murphy, Johnson)** – Changes title of DEP "conservation officer" to "conservation police officer"
- S-2521/A-4087 (Cryan, Greenstein/Vainieri Huttle, Lopez, Timberlake)** – Requires reporting of inmate abuse by employees of State correctional facilities and establishes reporting and investigation program
- S-2522/A-4090 (Cryan, Greenstein/Vainieri Huttle, Lopez, Timberlake)** – Limits cross gender strip searches in

## State correctional facilities

**S-2532/A-4086 (Greenstein, Cruz-Perez/Vainieri Huttle, Lopez, Timberlake)** – Requires correctional police officers receive 20 hours in-service training, including four hours in prevention of sexual misconduct, non-fraternization, and manipulation

**S-2555/A-3990 (Gopal, Ruiz/Mukherji, Benson, Karabinchak)** – Allows dependent students whose parents or guardians hold H-1B visas to qualify for in-State tuition at public institutions of higher education provided they meet certain criteria

**S-2564/A-3519 (Turner, Singleton/Benson, McKnight, Jasey)** – Establishes "Restorative Justice in Education Pilot Program" in Department of Education

**SCS for S-2599/ACS for A-1268 (Bateman, Beach/Tucker, Conaway, Lampitt, Quijano)** – Authorizes veterans' property tax exemption and veterans' property tax deduction for honorably discharged veterans of United States Armed Forces who did not serve in time of war or other emergency

**S-2826/A-3274 (Greenstein/Vainieri Huttle, Dancer, Benson)** – Requires institutions of higher education to offer cats and dogs no longer used for educational, research, or scientific purposes for adoption; designated the "Homes for Animal Heroes Act"

**S-2849/A-4590 (A.M. Bucco/DiMaio, Caputo, Dunn)** – Designates Seeing Eye® dog as State Dog

**S-3036/A-1697 (Lagana, Scutari/Dancer, Downey)** – Prohibits medical providers from reporting certain workers' compensation medical charges to collection and credit reporting agencies

**S-3061/A-4603 (Ruiz, Greenstein/Lampitt, Mukherji, Benson)** – Provides corporation business tax and gross income tax credits for businesses that participate in DOL registered apprenticeship programs; establishes grant program for tax-exempt organizations participating in DOL registered apprenticeship programs

**S-3065/A-4657 (Ruiz, Singleton/Armato, Benson, Timberlake)** – Establishes youth apprenticeship pilot program in Department of Education

**S-3067/A-4602 (Ruiz, Singleton/Lampitt, Reynolds-Jackson, Sumter)** – Establishes five year Apprentice Assistance and Support Services Pilot Program

**S-3116/A-4683 (Ruiz/Speight, Munoz, Tucker)** – Requires certain medical facilities to undertake end-of-life planning and training

**S-3117/A-4685 (Ruiz/Speight, Pinkin, Munoz)** – Requires emergency departments to take certain measures concerning palliative care for patients

**S-3126/A-4107 (Gopal/Benson, DeCroce, Chiaravalloti)** – Requires drivers to stop at railroad crossing when on-track equipment is approaching railroad crossing

**S-3170/A-5145 (Cryan, Pou/Quijano, Milam, Land)** – Increases prenotification time and requires severance pay in certain plant closings, transfers, and mass layoffs

**S-3227/A-5261 (Gopal/Tully, Pinkin, Swain)** – Requires restaurants to post signs advising customers to notify servers of food allergies; requires restaurant managers to complete food allergen training

**S-3265/A-3178 (Turner, Codey, Vitale/Conaway, Murphy, Vainieri Huttle)** – Prohibits sale or distribution of flavored vapor products

[Copy of Statement](#)

**S-3330 wGR/A-5066 (Addiego, Singleton/Jones, Vainieri Huttle, Lampitt, Murphy)** – Establishes pilot program in DCF to study impact of child care services provided by community providers operating in public school facilities; requires community providers to meet certain criteria

**S-3422/A-6056 (Singer, T. Kean/Houghtaling, Downey, Vainieri Huttle)** – Requires declaration of Code Blue

alert when National Weather Service predicts temperatures of 32 degrees Fahrenheit or lower

**S-3468/A-5105 (Sweeney, Singleton/Murphy, Karabinchak, Vainieri Huttle)** – Establishes Task Force on Maximizing Employment for People with Disabilities

**S-3511/A-5298 (Singer, T. Kean/Mukherji, Vainieri Huttle, Downey)** – Authorizes certain health care and social service resources to be made available during Code Blue alert

**S-3581/A-5963 (Singleton/Lopez, Quijano)** – Prohibits certain business financing contracts that contain judgment by confession provisions

**S-3685/A-5345 (Sarlo, Singleton/Mukherji, Conaway, McKnight)** – Establishes program to increase participation of underrepresented students in New Jersey's science and engineering workforce

**S-3756/A-6115 (Ruiz, Sarlo, O'Scanlon/Jasey, Jones, Wirths)** – Requires limited purpose regional school districts to coordinate with constituent districts regarding school calendar and curriculum

**S-3763/A-6116 (Addiego, Bateman, Sarlo/DeAngelo, Dancer, Space)** – Renames joint meetings as regional service agencies; grandfathers existing joint meetings

**S-3869/A-5561 (Sarlo/Burzichelli, Houghtaling)** – Prohibits local governments from imposing fines on alarm companies in certain circumstances

**S-3871/A-5427 (Bateman, Scutari/DePhillips, McKeon)** – Adds member from Retired Judges Association of New Jersey to State Investment Council

**SCS for S-3878/ACS for A-5394 (Ruiz, Weinberg, Cunningham/Moriarty, McKnight, Pinkin)** – Reaffirms and clarifies that Attorney General and Division on Civil Rights may initiate actions in Superior Court to enforce "Law Against Discrimination"

**S-3920 wGR/A-5552 (Pou/Wimberly, Sumter)** – Concerns provision of energy to certain manufacturing facilities by providing exemptions to certain energy related taxes

**S-3923/A-5680 (Madden, Singleton/Giblin, Timberlake, Murphy)** – Concerns labor harmony agreements for hospitality projects

**SCS for S-3939 and 3944/ACS for A-5681 and 5682 (Smith, Greenstein, Bateman, Codey/Pinkin, Lopez, McKeon)** – Establishes Recycling Market Development Council

**S-3985/A-5663 (Smith/McKeon, Pinkin, Vainieri Huttle)** – Amends "Electric Discount and Energy Competition Act" to add definition of "open access offshore wind transmission facility" and revises law concerning "qualified offshore wind projects"

**S-4025/A-5695 (Pou/Wimberly, Sumter)** – Makes FY 2020 language allocation of \$1,000,000 appropriated to Grants for Urban Parks to Hinchliffe Stadium in Paterson

**S-4162/A-6014 (Smith, Greenstein/Vainieri Huttle, Pinkin, Houghtaling)** – Establishes NJ Climate Change Resource Center at Rutgers University; appropriates up to \$500,000

**S-4165/A-4364 (Rice/Giblin, Caputo, Tucker)** – Expands University Hospital board of directors membership from 11 to 13 members

**S-4188/A-6075 (Beach/Murphy, Dancer, Lampitt)** – "Lindsay's Law"; provides tax benefits to organ and bone marrow donors and their employers, and provides paid time off to donors who are State or local government employees

**S-4200/A-5855 (Ruiz, Turner/Coughlin, Lampitt, Holley)** – Requires State to pay difference between federal allocation and total cost of reduced price breakfast or lunch; appropriates \$4.5 million

**S-4247/A-6049 (Gopal, O'Scanlon/Conaway, Houghtaling, Downey)** – Establishes criteria for distribution of Fiscal Year 2020 funding to Community Food Bank of New Jersey and partner organizations

**S-4264/A-5962 (Pou/Wimberly, Sumter, Calabrese)** – Designates State Highway Route 19 as "William J. Pascrell Jr. Highway"

**S-4275/A-6088 (Smith, Greenstein/Burzichelli)** – Allows BPU to increase cost to customers of Class I renewable energy requirement for energy years 2022 through 2024, under certain conditions

**S-4276/A-6109 (Corrado, Bateman/Armato, Calabrese, Land)** – Appropriates \$32,153,936 to State Agriculture Development Committee, and amends 2017 appropriations for stewardship activities, for farmland preservation purposes

**S-4277/A-6112 (Greenstein, Bateman/Freiman, Danielsen, Downey)** – Appropriates \$5,000,000 from constitutionally dedicated CBT revenues to State Agriculture Development Committee for municipal planning incentive grants for farmland preservation purposes

**S-4278/A-6108 (Greenstein, Bateman/Taliaferro, Karabinchak, Kennedy)** – Appropriates \$21 million from constitutionally dedicated CBT revenues to State Agriculture Development Committee for county planning incentive grants for farmland preservation purposes

**S-4279/A-6106 (Smith, Bateman/Houghtaling, Reynolds-Jackson, Pinkin)** – Appropriates \$1,350,000 from constitutionally dedicated CBT revenues to State Agriculture Development Committee for grants to certain nonprofit organizations for farmland preservation purposes

**S-4286/A-5890 (Vitale/Swain, Jones)** – Clarifies procedures concerning collection of child support on behalf of child over age 19 when court has ordered such support

**S-4309/A-6107 (Turner, Cruz-Perez/Mejia, Vainieri Huttle, Zwicker)** – Appropriates \$13,902,723 from constitutionally dedicated CBT revenues to NJ Historic Trust for grants for certain historic preservation projects and associated administrative expenses

**S-4310/A-6114 (Codey, Bateman/Carter, Murphy, Lopez)** – Appropriates \$8,872,682 to DEP from constitutionally dedicated CBT revenues for grants to certain nonprofit entities to acquire or develop lands for recreation and conservation purposes

**S-4311/A-6113 (Greenstein, Bateman/Speight, Mukherji, Verrelli)** – Appropriates \$77,450,448 from constitutionally dedicated CBT revenues and various Green Acres funds to DEP for local government open space acquisition and park development projects

**S-4312/A-6111 (Smith, Bateman/Giblin, Mazzeo, Land)** – Appropriates \$36.143 million from constitutionally dedicated CBT revenues for recreation and conservation purposes to DEP for State capital and park development projects

**S-4313/A-6110 (Corrado, Bateman/Moriarty, McKeon, Swain)** – Appropriates \$33.915 million from constitutionally dedicated CBT revenues to DEP for State acquisition of lands for recreation and conservation purposes, including Blue Acres projects

**SCS for S-4315/ACS for A-6063 (Beach, Turner/Jones, Zwicker)** – Creates fund to reimburse local units of government for cost of certain mail-in ballot procedures; appropriates \$3,000,000

**SJR-51/AJR-189 (Rice, Turner/Verrelli, Reynolds-Jackson, Sumter)** – Establishes the "New Jersey State Commission on Urban Violence"

**SJR-65/AJR-90 (Weinberg, Addiego/DiMaso, Vainieri Huttle, Schepisi)** – Designates March 19th "Women in Public Office Day" in New Jersey

**SJR-80/AJR-121 (Lagana, Weinberg/Jones, Benson, Chiaravalloti, DeCroce)** – Urges federal government to adhere to commitment to improve Northeast Corridor rail infrastructure by providing funding to complete Gateway Program

**SJR-125/AJR-169 (Gopal, Codey/Wolfe, Pinkin)** – Designates the second week of October of each year as "Obesity Care Week" in NJ

- A-344/S-1575 (Murphy, McKeon, Timberlake/Cruz-Perez, Singleton)** – Revises certain aspects of the New Jersey Individual Development Account Program
- A-1040/S-3928 (Houghtaling, Taliaferro/Andrzejczak)** – Establishes NJ "Landowner of the Year" award program
- A-1146/S-4330 (Wimberly, Holley/Pou, Singleton)** – Establishes "New Jersey Investing in You Promise Neighborhood Commission"
- A-1277/S-2629 (Tucker, Holley, Lopez/Singleton, Gopal)** – Requires hospitals and homeless shelters to provide information on services and resources to individuals who are homeless or military veterans
- A-1449/S-3168 (Benson, DeAngelo/Greenstein, Turner)** – Provides job security to certain organ and bone marrow donors
- A-1477/S-3228 (Chaparro, Vainieri Huttle, Benson, Jimenez, Mukherji, Downey/Gopal, Scutari)** – Establishes Statewide Hit and Run Advisory Program to facilitate apprehension of persons fleeing motor vehicle accident scene; designated as "Zackhary's Law"
- A-1478/S-1648 (Chaparro, Vainieri Huttle/Diegnan, T. Kean)** – Revises law governing theater liquor licenses
- A-1604/S-2734 (Conaway, Murphy, Jimenez/Singleton)** – "Recreational Therapists Licensing Act"
- A-1796/S-2609 (McKeon, Downey/Lagana, Gopal)** – Prevents criminal defendant from asserting "gay and transgender panic" defense to murder charge in order to reduce charge to manslaughter committed in heat of passion
- A-1924/S-2930 (Mukherji, A.M. Bucco, DeAngelo, DeCroce/Beach)** – Exempts certain honorably discharged United States military veterans from initial insurance producer licensing fee
- A-1992/S-1780 (Sumter, Benson, Vainieri Huttle, Houghtaling, Wimberly/Diegnan, Turner)** – "New Jersey Call Center Jobs Act"
- A-2183/S-1687 (Land, Johnson/Cruz-Perez, Andrzejczak)** – "Music Therapist Licensing Act"
- ACS for A-2431 wGR/SCS for S-1865 (Benson, Jimenez, DeCroce/Weinberg, T. Kean)** – Requires health insurers to provide plans that limit patient cost-sharing concerning certain prescription drug coverage
- ACS for A-2444 and S-2656/S-2081 (Benson, Lampitt, Pinkin, Mukherji/Turner, Singleton)** – Provides for coverage of comprehensive tobacco cessation benefits in Medicaid
- A-2767/S-2924 (Greenwald, Mosquera, McKnight/Greenstein, Singleton)** – Amends certain provisions of sexual assault statute to clarify elements necessary for conviction
- A-3312/S-1972 (Murphy, Lagana, Downey, Sumter/Gopal, Corrado)** – Requires Legislature to adopt and distribute policy prohibiting sexual harassment; requires members, officers, and employees of Legislature to complete online training on policy once every two years
- A-3670/S-995 (Benson, Giblin, Murphy/Vitale, Weinberg)** – Provides for designation of acute stroke ready hospitals, establishes Stroke Care Advisory Panel and Statewide stroke database, and requires development of emergency medical services stroke care protocols
- ACS for A-4136/SCS for S-2675 (Land, Milam/Andrzejczak, Van Drew)** – Establishes Possession In Excess of Daily Limit Vessel License for black sea bass and summer flounder; dedicates fees therefrom to marine fisheries programs
- A-4147/S-2744 (Lampitt, Houghtaling, Zwicker/Ruiz, Corrado)** – Requires school districts and nonpublic schools to conduct audit of security features of buildings, grounds, and communication systems and to submit audit to NJ Office of Homeland Security and Preparedness and DOE



- A-4150/S-2742 (Lampitt, Jones, Timberlake/Ruiz, Corrado)** – Requires meeting between student and appropriate school personnel after multiple suspensions or proposed expulsion from public school to identify behavior or health difficulties
- A-4151/S-2745 (Swain, Tully, Jasey/Ruiz, Corrado)** – Requires school security training for persons employed by public and nonpublic schools in substitute capacity and for employees and volunteers of youth programs operated in school buildings
- A-4260/S-4335 (Timberlake, Giblin, Tucker, Caputo/Pou, Scutari)** – Prohibits sale of certain toy guns and imitation firearms
- A-4370/S-2919 (Carroll/A.M. Bucco)** – Increases membership of board of trustees of Washington Association of New Jersey
- A-4377/S-2934 (Benson, Land, DeCroce/Greenstein)** – Requires DOT and OIT to develop materials concerning capabilities of airports in NJ and establishes "Public Use Airports Task Force"
- A-4517/S-4341 (Wimberly, Speight, Reynolds-Jackson/Singleton, Cunningham)** – Establishes "New Jersey Eviction Crisis Task Force"
- A-4529/S-3191 (Mazzeo, Armato/Gopal, Andrezejczak)** – Concerns reimbursements to Superstorm Sandy-impacted homeowners subjected to contractor fraud
- A-4563/S-3096 (Zwicker, Benson/Greenstein, Gill)** – Prohibits use of bots to deceive person about origin and content of communication for certain commercial or election purposes
- A-4564/S-3087 (Zwicker, Freiman/Greenstein)** – Establishes "Voting Precinct Transparency Act;" requires filing of election district, county district, and municipal ward boundary data with Secretary of State for posting and download on official website with matching election results data
- A-4699/S-2938 (Moriarty, Burzichelli, Bramnick/Turner)** – Regulates annual report filing services
- A-4803/S-4211 (Greenwald, Johnson, Pintor Marin/Cryan, Vitale)** – Authorizes certain entities to directly bill Victims of Crime Compensation Office for counseling services provided to victims of firearm and stabbing crimes
- A-4822/S-3408 (Wimberly, Tully, Swain/Singleton, Greenstein)** – Permits municipalities to lease vacant municipal land for tiny home occupancy; directs DCA to enhance regulatory guidance on acceptable tiny home construction and use
- A-4904 wGR/S-3347 (Mukherji, Quijano, Mazzeo/Cryan, Sweeney)** – Concerns property taxes due and owing on real property owned by certain federal employees or contractors under certain circumstances
- A-4954/S-3368 (Quijano, Murphy, Carter/Singleton, Greenstein)** – Revises requirements for provision of counseling and support services to emergency services personnel
- ACS for A-4972/SCS for S-1490 (Moriarty/Beach, Scutari)** – Establishes certain consumer protections related to arbitration organizations
- A-4978 wGR/S-3498 (Timberlake, Zwicker, Vainieri Huttle/Greenstein, Cryan)** – Prohibits online education services from using and disclosing certain information, engaging in targeted advertising, and requires deletion of certain information in certain circumstances
- A-5023/S-3467 (McKnight, Mukherji, Chaparro, Chiaravalloti/Cunningham)** – Exempts from DOT permitting requirements certain signs not located in protected areas that have been approved by municipality
- A-5028/S-3523 (Mukherji, Conaway, Pintor Marin/Vitale, Diegnan)** – Establishes "James Nicholas Rentas's Law," revises "New Jersey SmokeFree Air Act"
- A-5029/S-3522 (Sumter, Reynolds-Jackson, Johnson/Rice, T. Kean)** – Requires New Jersey Office on Minority and Multicultural Health to study racial disparities on sexual and reproductive health of African-American women

**A-5031/S-3455 (Speight, McKnight, Timberlake/Ruiz)** – Requires hospital emergency departments to ask person of childbearing age about recent pregnancy history

**A-5314/S-3692 (Zwicker, Milam, Mazzeo/Cryan, Ruiz)** – Requires DHS to study social isolation occurring in certain population groups

**A-5344/S-3833 (Mukherji, Vainieri Huttel, Milam/Gopal, Corrado)** – Establishes uniform standard for acceptable proof of veteran status for veteran's ID cards and various State and local programs

**A-5388/S-3895 (Speight, Pintor Marin, Greenwald/Greenstein, Ruiz)** – Requires specialized in-service training regarding crime victims for police departments in certain high-crime areas

**A-5389/S-3896 (Speight, Pintor Marin, Greenwald/Greenstein, Ruiz)** – Requires training or experience in crime victims' rights for certain members of Victims of Crime Compensation Review Board

**A-5432/S-3796 (Milam, Land/Andrzejczak)** – Requires DEP Commissioner to establish individual transferable quota system for menhaden purse seine fishery

**A-5445/S-3909 (Swain, Tully, Spearman/T. Kean, Corrado)** – Requires AG to establish program to detect fentanyl in State's illegal drug supply and make information related to presence of fentanyl available in database accessible by law enforcement

**A-5511/S-1852 (Spearman, Jones, Reynolds-Jackson/Turner, Cruz-Perez)** – Revises certain penalties for illegal operation of snowmobile, all-terrain vehicle, or dirt bike

**A-5580/S-3842 (Johnson, Moriarty, Greenwald/Weinberg, Sarlo)** – Extends availability period for tax credits for certain expenses incurred for production of certain film and digital media content, raises annual cap related to film production, and provides for annual administration of film tax credits

**A-5583/S-3919 (Pinkin, Lopez, Mukherji/Smith, Bateman)** – Prohibits sale, lease, rent, or installation of certain equipment or products containing hydrofluorocarbons or other greenhouse gases

**A-5630/S-3981 (Pintor Marin, Munoz, Reynolds-Jackson/Weinberg, Corrado)** – Requires Civil Service Commission to establish and maintain hotline for State employees to submit reports of workplace discrimination and harassment

#### [Copy of Statement](#)

**A-5667/S-3933 (Mukherji, Vainieri Huttel, Armato, DeCroce, Karabinchak/Singer, Scutari)** – "Charlie's Law"; requires pharmacy practice sites and hospice programs to furnish patients with information and means to safely dispose of unused prescription drugs and medications

**A-5801/S-4064 (Coughlin, Houghtaling, Verrelli/Singleton, Sweeney)** – Concerns responsibility of contractors for wage claims against subcontractors

**A-5817/S-4263 (Mazzeo, Armato/Cunningham, Sweeney, C.A. Brown)** – Allows certain persons to qualify for casino key employee license and casino employee registration

**A-5916/S-4255 (Chiaravalloti, McKnight, Karabinchak/Cunningham, Weinberg)** – Authorizes DOH to notify elected officials of financial distress of certain hospitals

**A-5918/SCS for S-3741 and 4253 (Chiaravalloti, McKnight/Weinberg, Cunningham, Vitale)** – Expands hospital reporting requirements

**A-5970/S-4201 (Lopez, Speight, Chaparro/Codey)** – Amends list of environmental infrastructure projects approved for long-term funding for FY2020 to include new projects, remove certain projects, and modify estimated loan amounts for certain projects

**A-5971/S-4202 (Mukherji, Pintor Marin, Spearman/Bateman, Corrado)** – Authorizes NJ Infrastructure Bank to expend additional sums to make loans for environmental infrastructure projects for FY2020

**A-5972/S-4203 (Pinkin, Benson, Zwicker/Greenstein, Singleton)** – Makes changes to New Jersey Infrastructure Bank's enabling act

**A-5977/S-4282 (Greenwald, Downey, Vainieri Huttie/Vitale, Singleton)** – Provides for establishment of Regional Health Hub Program as replacement to Accountable Care Organization Demonstration Project, and designates existing accountable care organizations and look-alike organizations as Regional Health Hubs

**A-6119/S-4336 (Egan, Houghtaling/Madden)** – Revises "The Public Works Contractor Registration Act" and amends definition of registered apprenticeship program

**AJR-35/SJR-159 (McKnight, Chaparro, Chiaravalloti, DeCroce/Cunningham, Greenstein)** – Designates third full week in March as "Domestic Violence Services Awareness Week" to bring awareness of services available to domestic violence victims

**AJR-103/SJR-70 (Rooney, DePhillips, Murphy/Corrado)** – Permanently designates January as "NUT Carcinoma Awareness Month" in New Jersey

**AJR-118/SJR-157 (McKnight, Timberlake, McKeon/Pou, Madden)** – Designates April of each year as "Financial Literacy Month" in New Jersey

**AJR-180/SJR-112 (DeAngelo, McKnight, Murphy/Singleton, Corrado)** – Designates February in each year as "Career and Technical Education Month" in New Jersey

**Governor Murphy declined to sign the following bills, meaning they expire without becoming law:**

**S-691/A-657 (Ruiz, Pou/Jasey, Caputo, Pintor Marin, Sumter, Wimberly)** – Requires that if a school district satisfies 80% or more of the required NJ Quality Single Accountability Continuum standards in an area of district effectiveness under State intervention, the State must return that area to local control

**S-1083/A-544 (Cruz-Perez, Gopal/Mazzeo, Houghtaling, Holley, Dancer)** – Establishes loan program and provides corporation business tax and gross income tax credits for establishment of new vineyards and wineries

**S-2421/A-1030 (Smith, Bateman/Johnson, Kennedy, Benson, DeAngelo)** – Concerns installation of electric vehicle charging stations in common interest communities

**S-2425/A-3851 (Singleton, Andrzejczak/Conaway)** – Revises law relating to common interest communities

**S-2429/A-4028 (Scutari, Pou/Bramnick, Downey)** – Requires automobile insurers to disclose policy limits upon request by an attorney under certain circumstances

**S-2835/A-3926 (Singleton, Ruiz/Conaway, Lampitt, Murphy)** – Requires public schools to administer written screenings for depression for students in certain grades

**S-2897/A-1433 (Madden, Singer/Benson, Wimberly, Carter)** – Requires DCA to establish procedures for inspection and abatement of mold hazards in residential buildings and school facilities, and certification programs for mold inspectors and mold hazard abatement workers

**S-2957/A-4712 (Stack/Mukherji, Chaparro)** – Establishes five-year moratorium on conversions of certain residential rental premises in qualified counties

**S-2958/A-4535 (Sarlo, Oroho/Zwicker, DePhillips, DeCroce)** – Establishes the "Energy Infrastructure Public-Private Partnership Act"

**S-3062/A-2049 (Ruiz, Greenstein/Howarth, Benson, Murphy)** – Provides corporation business tax and gross income tax credits for businesses that employ apprentices in DOL registered apprenticeships

**S-3063/A-4655 (Ruiz/Armato, Vainieri Huttie, DeAngelo)** – Provides tuition fee waiver apprenticeship courses

**S-3137/A-1308 (Sweeney, Oroho, Singleton/Greenwald, Milam, Land)** – The "Electronic Construction Procurement Act"

**S-3252/A-4713 (Greenstein, Stack/DeAngelo, Quijano)** – "New Townhouse Fire Safety Act"; requires automatic fire sprinkler systems in new townhomes

**S-3263/A-4837 (T. Kean, Diegnan/Vainieri Huttel, Chiaravalloti, McKnight)** – Revises and updates membership and purpose of Advisory Council on the Deaf and Hard of Hearing in DHS

**S-3270/A-5095 (Pou/McKeon, Freiman, DeCroce)** – Establishes certain requirements for stop loss insurance offered to small employers

**S-3393/ACS for A-5384 and 5157 (Sarlo, Addiego/Mazzeo, Murphy, Houghtaling, Calabrese, Armato, Dancer)** – Allows certain preserved farms to hold 14 special occasion events per year; imposes further event restrictions on residentially-exposed preserved farms

**S-3770/A-6118 (Sarlo, Oroho, Sweeney/Greenwald, Jones)** – Establishes "New Jersey Economic and Fiscal Policy Review Commission" to provide ongoing review of State and local tax structure, economic conditions, and related fiscal issues

**S-3888/A-5585 (Ruiz/Dancer, Pintor Marin)** – Extends document submission deadlines under Economic Redevelopment and Growth Grant program and Urban Transit Hub Tax Credit program

**S-4035/A-5702 (Pou, Singleton/Wimberly, Reynolds-Jackson, Sumter)** – Makes Fiscal Year 2020 supplemental appropriation of \$1,700,000 for Thomas Edison State University

**S-4281/A-6094 (Smith, Diegnan/Danielsen, Pinkin)** – Requires State to sell and convey to Educational Services Commission of New Jersey certain land and improvements known as Piscataway Regional Day School

**S-4331/A-4727 (Diegnan, Madden/Karabinchak, Holley, Jones)** – Requires person taking written examination for permit to watch video of rights and responsibilities of driver stopped by law enforcement; requires testing on rights and responsibilities of driver stopped by law enforcement

**A-491/S-4340 (Jimenez/Sacco, Stack)** – Enhances PFRS accidental death pension for surviving spouse by providing for minimum of \$50,000 annually

**A-1044/S-1441 (Houghtaling, Downey, DiMaio, Space/Doherty, Madden)** – Requires Director of Division of Taxation to examine feasibility of centralized property tax information system to verify property taxes paid by homestead property tax reimbursement claimants

**A-1045/S-2856 (Houghtaling, Downey, Dancer/Gopal, Oroho)** – Clarifies sales tax collection responsibilities of horse-boarding businesses in New Jersey

**A-1526/S-1048 (Zwicker, Johnson/Vitale)** – Concerns payment of independent contractors

**A-2731/S-3407 (Taliaferro, Space/Sweeney, Oroho)** – Removes statutory limitation on number of permits that may be issued by Division of Fish and Wildlife for the taking of beaver

**A-4382/S-2815 (Pinkin, Lopez, Kennedy/Beach, Smith)** – Requires paint producers to implement or participate in paint stewardship program

**A-4463/S-3927 (Freiman, Egan, Karabinchak/Oroho, Andrzejczak)** – Establishes "Electronic Permit Processing Review System"

**A-4788/S-3880 (Karabinchak, Freiman, Calabrese/Diegnan)** – Establishes expedited construction inspection program

**A-5072/S-3496 (Karabinchak, Johnson, Mukherji/Greenstein, Cryan)** – "Defense Against Porch Pirates Act"; creates new category of theft, with penalties including mandatory restitution and community service, for taking package delivered to residence by cargo carrier

**A-5446/S-3907 (Land, Reynolds-Jackson, Verrelli/T. Kean, Lagana)** – Requires reporting of opioid deaths

**A-5629/S-3980 (Pintor Marin, Munoz/Weinberg, Corrado)** – Clarifies provisions concerning disclosure of existence and content of discrimination or harassment complaints; requires certain disclosures to person against whom complaint is made

[Copy of Statement](#)

**ACS for A-5922 and 5923/SCS for S-4223 and 4224 (Conaway, Vainieri Huttle, Lopez, Pinkin/Vitale, Sweeney)** – Revises requirements for sale of tobacco and vapor products; increases penalties for prohibited sales; increases fees for cigarette and vapor business licensure

[Copy of Statement](#)