

June 1, 1971

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LEGISLATIVE HISTORY OF R.S. 38A:4-14
 (Member of Reserve components of U.S. Armed Forces traveling under orders to or from any duty assignment may pass free on state toll road or facility in the state)

Similar bills (1965-1971)

- 1968 - A267 (Mabie, Brown, Vreeland, Cobb, Margetts, Thomas)
 (Free passage-funeral procession-vet killed in action)
- 1970 - A312 (Schluter, Weidel)
 Serviceman-free passage with evidence of active military status or assignment-extends privilege to Vietnam Conflict.
- 1970 - S315 (Forsythe)
 Drivers license, on active duty-in or out of uniform may pass free.

No statement on any of the above bills.

- L. 1968 - Chapter 414 - A400
 Introduced Feb. 13 - Aikens, Volk, Wilson, Azzolina.
 Mar. 14 - Passed Assembly.
 Apr. 18 - Passed Senate.
 Sep. 10 - Vetoed by Governor (copy enclosed).
 Nov. 25 - Passed in Assembly over Governor's Veto.
 Jan. 16 - Filed, Chapter 414
 No statement.

No hearings or reports were located.

TD/PC
 GC-Yes

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retired 9/10/68
ASSEMBLY, No. 400

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 13, 1968

By Assemblymen AIKINS, VOLK, WILSON' and MABIE

Referred to Committee on Transportation and Public Utilities

AN ACT concerning the use of toll roads and other toll facilities by members of the reserve components of the Armed Forces of the United States, and supplementing Title 38 of the Revised Statutes.

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

1 1. Any member of a reserve component of any of the Armed
2 Forces of the United States while going to, or returning from, any
3 parade, encampment, drill, meeting or active duty for training
4 which he may be required to attend or undertake under the laws
5 and regulations for such reserve component, shall, together with
6 his conveyance and the military property of the United States in
7 his charge, be allowed to pass free of charge through all toll gates
8 and over all toll roads, bridges and ferries within this State, if
9 he is in uniform or if he presents an order for duty or a certificate
10 from his commanding officer that he is a member of such reserve
11 component.

1 2. This act shall take effect immediately.

ASSEMBLY, No. 400

Filed with Sec. of State 1/16/68

Passed 1/15/68

Governor's Objections Notwithstanding

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 13, 1968

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STATE OF NEW JERSEY
EXECUTIVE DEPARTMENT

September 10, 1968

ASSEMBLY BILL NO. 400

To the General Assembly:

I herewith return Assembly Bill No. 400, without my approval, for the following reasons:

This bill would exempt properly identified members of a reserve component of the Armed Forces of the United States from payment of tolls on any toll road, bridge or ferry within the State which they use while going to, or returning from, any required parade, encampment, drill, meeting or active duty for training.

Although I sympathize with the desire of the proponents of this measure to offer this benefit to members of the reserves who often have to travel a substantial distance, many times at their own expense, to participate in training or other official functions, I cannot approve of this measure.

In the enabling statutes creating both the New Jersey Turnpike Authority and the New Jersey Highway Authority, the State specifically pledged to the bondholders that it would not limit or restrict the rights of these Authorities to collect tolls or other charges or to take any action which would prevent these Authorities from fulfilling their agreement with their respective bondholders until the bonds were discharged.

Both of these authorities currently have outstanding bonds which contain specific covenants regarding and limiting free passage. I have been informed by the appropriate official and counsel of each Authority that this bill would violate their current covenants with bondholders. Additionally, it is likely that other authorities or commissions of this State or political subdivisions thereof, which are authorized to operate toll facilities, may also have outstanding bonds containing similar covenants. Therefore, enactment of this legislation would be an unconstitutional impairment of the existing contract between these authorities and their bondholders as well as a violation in certain cases of the specific statutory pledge of the State to these bondholders.

I therefore return this bill without my approval.

[seal]

Respectfully,

/S/ RICHARD J. HUGHES

GOVERNOR

Attest:

/S/ ALAN J. KARCHER