

32:1-146.7

LEGISLATIVE HISTORY CHECKLIST
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(Port Authority of NY & NJ--
violations)

NJSA: 32:1-146.7

LAWS OF: 1994 **CHAPTER:** 159

BILL NO: A1826

SPONSOR(S): Oros

DATE INTRODUCED: May 23, 1994

COMMITTEE: **ASSEMBLY:** Transportation

SENATE: ---

AMENDED DURING PASSAGE: Yes Amendments during passage
First reprint enacted denoted by superscript numbers

DATE OF PASSAGE: **ASSEMBLY:** September 26, 1994

SENATE: October 27, 1994

DATE OF APPROVAL: December 9, 1994

FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:

SPONSOR STATEMENT: Yes

COMMITTEE STATEMENT: **ASSEMBLY:** Yes

SENATE: No

FISCAL NOTE: No

VETO MESSAGE: No

MESSAGE ON SIGNING: No

FOLLOWING WERE PRINTED:

REPORTS: No

HEARINGS: No

KBG:pp

[FIRST REPRINT]
ASSEMBLY, No. 1826

STATE OF NEW JERSEY

INTRODUCED MAY 23, 1994

By Assemblymen OROS, CHARLES
and DeCroce

1 AN ACT concerning penalties for violation of certain rules and
2 regulations of the Port Authority of New York and New Jersey
3 and amending P.L.1953, c.171.
4

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

7 1. Section 2 of P.L.1953, c.171 (C.32:1-146.7) is amended to
8 read as follows:

9 2. Any violation within the State of these rules and regulations
10 set forth in section one hereof shall be punishable by a fine not
11 exceeding ten dollars (\$10.00) or by a term of imprisonment not
12 exceeding [thirty] 30 days, or by both such fine and imprisonment,
13 except that a violation of these rules and regulations related to
14 the unauthorized offering, soliciting, or providing of ground
15 transportation services or business shall be punishable by a fine of
16 not less than \$500 or more than \$1,000 or by a term of
17 imprisonment not exceeding 30 days or by both such fine and
18 imprisonment. A second or subsequent offense related to the
19 unauthorized offering, soliciting or providing of ground
20 transportation services or business shall be punishable by a fine of
21 not less than \$750 or more than \$1,500 or by a term of
22 imprisonment not exceeding 90 days, or by both such fine and
23 imprisonment. Such a violation shall be tried in a summary way
24 and shall be within the jurisdiction of and may be brought in the
25 Superior Court or municipal court where the offense was
26 committed. The rules of the Supreme Court shall govern the
27 practice and procedure in such proceedings. [Proceedings under
28 this section may be instituted on any day of the week, and the
29 institution of the proceedings on a Sunday or a holiday shall be no
30 bar to the successful prosecution thereof. Any process served on
31 a Sunday or a holiday shall be as valid as if served on any other
32 day of the week.] ¹Proceedings under this section may be
33 instituted on any day of the week, and the institution of the
34 proceedings on a Sunday or a holiday shall be no bar to the
35 successful prosecution thereof. Any process served on a Sunday or
36 a holiday shall be as valid as if served on any other day of the
37 week.¹

38 (cf: P.L.1991,c.91,s.338)

39 2. This act shall take effect immediately.

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:

¹ Assembly ATC committee amendments adopted August 15, 1994.

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3 Increases penalties for violating Port Authority ground
4 transportation hustling regulations.

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STATEMENT

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39 This bill would increase the penalties for violating rules and
40 regulations of the Port Authority of New York and New Jersey
41 relating to the unauthorized offering, soliciting or providing of
42 ground transportation services at the air, bus or marine terminals

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 operated by the Port Authority.

2 So-called "hustlers" of ground transportation services at
3 Newark International Airport aggressively solicit arriving
4 passengers with offers of rides to various destinations, often at a
5 negotiated price. Hustlers have been known to charge fares far
6 greater than those of legitimate operators, intimidating
7 passengers to pay or risk not having their luggage returned. All
8 too often, tourists' and visitors' first impression of New Jersey
9 is a gauntlet of these aggressive hustlers creating an
10 "out-of-control" image of the airport, the State and the region.
11 Hustlers are often not properly insured and operate outside any
12 regulatory environment. In addition, the hustlers conduct an
13 "underground economy" cash business, with obvious tax
14 implications. By diverting passengers from taxis, licensed vans
15 and limousines, hustlers weaken the financial underpinnings of the
16 legitimate ground transportation industries, limiting their
17 opportunities to expand and provide more jobs.

18 This bill increases the current penalty of a \$10 fine or a term
19 of imprisonment not to exceed 30 days to a penalty of a fine of
20 not less than \$500 or more than \$1000 or a term of imprisonment
21 not to exceed 30 days, or both for the first offense, and a fine of
22 not less than \$750 or more than \$1,500 or a term of imprisonment
23 not to exceed 90 days, or both for the second and subsequent
24 offenses. These increased penalties would apply only to
25 violations related to the unauthorized offering, soliciting or
26 providing of ground transportation services or business.

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31 Increases penalties for violating Port Authority ground
32 transportation hustling regulations.

ASSEMBLY TRANSPORTATION AND
COMMUNICATIONS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1826

with Assembly committee amendments

STATE OF NEW JERSEY

DATED: JULY 13, 1994

The Assembly Transportation and Communications Committee favorably reports Assembly Bill No. 1826 with committee amendments.

As amended, this bill would increase the penalties for violating rules and regulations of the Port Authority of New York and New Jersey relating to the unauthorized offering, soliciting or providing of ground transportation services at the air, bus or marine terminals operated by the Port Authority.

So-called "hustlers" of ground transportation services at Newark International Airport aggressively solicit arriving passengers with offers of rides to various destinations, often at a negotiated price. Hustlers have been known to charge fares far greater than those of legitimate operators, intimidating passengers to pay or risk not having their luggage returned. Hustlers are often not properly insured and operate outside any regulatory environment. In addition, the hustlers conduct an "underground economy" cash business, with obvious tax implications. By diverting passengers from taxis, licensed vans and limousines, hustlers weaken the financial underpinnings of the legitimate ground transportation industries, limiting their opportunities to expand and provide more jobs.

This bill increases the current penalty of a \$10 fine or a term of imprisonment not to exceed 30 days to a penalty of a fine of not less than \$500 or more than \$1000 or a term of imprisonment not to exceed 30 days, or both for the first offense, and a fine of not less than \$750 or more than \$1,500 or a term of imprisonment not to exceed 90 days, or both for the second and subsequent offenses. These increased penalties would apply only to violations related to the unauthorized offering, soliciting or providing of ground transportation services or business.

The committee adopted amendments restoring language concerning service of process which was inadvertently deleted.