27:1A-1 thru 42

February 13, 1970

LEGISLATIVE NOTES ON R.S. 27:1A-1 through 42
State Department of Transportation

L.1966 - C.301 - S413
May 23 - Introduced by Keefer and others.
May 31 - Passed in Senate, amended.
June 13 - Passed in Assembly, amended.
June 15 - Assembly amendment, passed in Senate.
December 12 - Approved, Chapter 301.
Amended during passage (copies enclosed of original bill and amendments.
No statement.

Statement by Governor on signing (copy attached).

This was amended by:

L. 1967 - C71 - S429
No statement.
Not amended during passage

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L. 1967 - C138 - A819
No statement.
Amended (copies enclosed of original bill and amendment).

No hearings or reports were located.

Numerous clippings at verticle file - New Jersey Transportation Department.

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CHAPTER 138 LAWS OF N. J. 1967

APPROVED 6-29-67

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ASSEMBLY, No. 819

STATE OF NEW JERSEY

INTRODUCED APRIL 3, 1967

By Assemblymen TANZMAN, HALPIN, HIGGINS, A. S. SMITH, BATEMAN, GIMSON, McDERMOTT, BEADLESTON and COLEMAN

(Without Reference)

A SUPPLEMENT to "An act establishing and concerning a Department of Transportation as a principal department in the Executive Branch of the State Government, establishing therein a Commuter Operating Agency, providing an appropriation therefor, repealing chapter 88 of the laws of 1964, and supplementing Title 27 of the Revised Statutes," approved December 12, 1966 (P. L. 1966, c. 301) and making an appropriation therefor.

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

1. *[(a)]* In addition to the power conferred upon it by the act hereby supplemented, the Commuter Operating Agency in the Department of Transportation is hereby empowered to enter into, from time to time, such supplemental agreements and contracts and to commit, obligate, expend and disburse any funds appropriated for the purposes of this act as shall be necessary to assure the continuance of *[essential freight service and]* such commuter rail service as may be under contract under the provisions of the act hereby supplemented in any case where the agency, with or without a hearing, is satisfied that, by reason of the inability of the carrier to meet its debts as they mature, or otherwise, all or part of said commuter *[or freight]* service is unlikely to be continued unless additional funds are made available to the carrier.

*[(b) "Essential freight service" shall mean those movements of materials, equipment, goods and supplies on railroad trains to and from points in this State which are determined by the Commuter Operating Agency, with or without a hearing, to be necessary and in the public interest after considering (1) the availability of alternative means of transportation, (2) the cost to the State of providing alternative transportation facilities and (3) the effect on

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

State and local employment, population trends, economic values and tax revenues.]*

2. No such funds shall be expended under the provisions of this act except under supplemental agreement or contract approved by said agency containing such terms and conditions as the agency shall determine are sufficient to assure that the funds will be used to promote the continuity of the service in question and containing any further terms and conditions said agency shall require concerning the waiver of rights or imposition of supplemental obligations as may be reasonably necessary to assure adequate consideration to the State.

3. There is hereby appropriated to the Department of Transportation to carry out the purposes of this act for the period commencing immediately and ending June 30, 1968 the sum of $2,000,000.00.

4. This act shall take effect immediately.

ASSEMBLY, No. 819

STATE OF NEW JERSEY

INTRODUCED APRIL 3, 1967

By Assemblymen TANZMAN, HALPIN, HIGGINS, A. S. SMITH, BATEMAN, GIMSON, McDERMOTT, BEADLESTON and COLEMAN

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

1. (a) In addition to the power conferred upon it by the act hereby supplemented, the Commuter Operating Agency in the Department of Transportation is hereby empowered to enter into, from time to time, such supplemental agreements and contracts and to commit, obligate, expend and disburse any funds appropriated for the purposes of this act as shall be necessary to assure the continuance of essential freight service and such commuter rail service as may be under contract under the provisions of the act hereby supplemented in any case where the agency, with or without a hearing, is satisfied that, by reason of the inability of the carrier to meet its debts as they mature, or otherwise, all or part of said commuter or freight service is unlikely to be continued unless additional funds are made available to the carrier.

(b) "Essential freight service" shall mean those movements of materials, equipment, goods and supplies on railroad trains to and from points in this State which are determined by the Commuter Operating Agency, with or without a hearing, to be necessary and in the public interest after considering (1) the availability of alternative means of transportation, (2) the cost to the State of providing alternative transportation facilities and (3) the effect on

State and local employment, population trends, economic values and tax revenues.

2. No such funds shall be expended under the provisions of this act except under supplemental agreement or contract approved by said agency containing such terms and conditions as the agency shall determine are sufficient to assure that the funds will be used to promote the continuity of the service in question and containing any further terms and conditions said agency shall require concerning the waiver of rights or imposition of supplemental obligations as may be reasonably necessary to assure adequate consideration to the State.

3. There is hereby appropriated to the Department of Transportation to carry out the purposes of this act for the period commencing immediately and ending June 30, 1968 the sum of $2,000,000.00.

4. This act shall take effect immediately.

SENATE AMENDMENTS TO

ASSEMBLY, No. 819

STATE OF NEW JERSEY

ADOPTED APRIL 10, 1967

Amend page 1, section 1, line 3, delete "(a)".

Amend page 1, section 1, line 9, delete the words "essential freight service and".

Amend page 1, section 1, line 14, delete the words "or freight".

Amend page 1, section 1, line 16, delete section (b) in its entirety.