

# 56:16-2

## LEGISLATIVE HISTORY CHECKLIST

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**LAWS OF:** 2015                    **CHAPTER:** 31

**NJSA:** 56:16-2 (Exempts certain vehicles owned or leased by certain health care facilities and other facilities licensed by Department of Human Services or Department of Health from "Angelie's Law.")

**BILL NO:** A3951                    (Substituted for S2596)

**SPONSOR(S)** Prieto and others

**DATE INTRODUCED:** December 4, 2014

**COMMITTEE:**                    **ASSEMBLY:** Transportation and Independent Authorities

**SENATE:** Transportation

**AMENDED DURING PASSAGE:** Yes

**DATE OF PASSAGE:**                    **ASSEMBLY:** December 15, 2014

**SENATE:** February 5, 2015

**DATE OF APPROVAL:** March 23, 2015

### FOLLOWING ARE ATTACHED IF AVAILABLE:

#### FINAL TEXT OF BILL (First reprint enacted)

##### A3951

**SPONSOR'S STATEMENT:** (Begins on page 4 of introduced bill) Yes

**COMMITTEE STATEMENT:**                    **ASSEMBLY:** Yes

**SENATE:** Yes

(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))

**FLOOR AMENDMENT STATEMENT:** No

**LEGISLATIVE FISCAL ESTIMATE:** No

##### S2596

**SPONSOR'S STATEMENT:** (Begins on page 4 of introduced bill) Yes

**COMMITTEE STATEMENT:**                    **ASSEMBLY:** No

**SENATE:** Yes

**FLOOR AMENDMENT STATEMENT:** No

**LEGISLATIVE FISCAL ESTIMATE:** No

(continued)

**VETO MESSAGE:** No

**GOVERNOR'S PRESS RELEASE ON SIGNING:** No

**FOLLOWING WERE PRINTED:**

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**REPORTS:** No

**HEARINGS:** No

**NEWSPAPER ARTICLES:** No

LAW/RWH

P.L.2015, CHAPTER 31, *approved March 23, 2015*  
Assembly, No. 3951 (*First Reprint*)

1 AN ACT exempting certain vehicles from “Angelie’s Law” and  
2 amending P.L.2013, c.224.

3  
4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

6  
7 1. Section 4 of P.L.2013, c.224 (C.56:16-2) is amended to read  
8 as follows:

9 4. For the purposes of sections 3 through 9 of P.L.2013, c.224  
10 (C.56:16-1 et seq.):

11 "Autobus" means a privately-owned autobus operated over the  
12 public highways in this State for the transportation of not more than  
13 40 passengers for hire in intrastate or interstate business except that  
14 "autobus" shall not include:

15 (1) a vehicle engaged in motorbus regular route service as  
16 defined in section 3 of P.L.1979, c. 150 (C.27:25-3);

17 (2) a vehicle engaged in the transportation of passengers for hire  
18 in the manner and form commonly called taxicab service unless that  
19 service becomes or is held out to be regular service between stated  
20 termini;

21 (3) a hotel bus used exclusively for the transportation of hotel  
22 patrons to or from local railroad or other common carrier stations  
23 including local airports;

24 (4) a bus operated for the transportation of enrolled children and  
25 adults only when serving as chaperones to or from a school, school  
26 connected activity, day camp, summer day camp, nursery school,  
27 child care center, pre-school center, or other similar places of  
28 education, including "School Vehicle Type I" and "School Vehicle  
29 Type II" as defined in R.S.39:1-1;

30 (5) an autobus with a carrying capacity of not more than 13  
31 passengers operated under municipal consent upon a route  
32 established wholly within the limits of a single municipality or with  
33 a carrying capacity of not more than 20 passengers operated under  
34 municipal consent upon a route established wholly within the limits  
35 of not more than four contiguous municipalities within any county  
36 of the fifth or sixth class, which route in either case does not, in  
37 whole or in part, parallel upon the same street the line of any street  
38 railway or traction railway or any other autobus route;

39 (6) an autocab, limousine, or livery service as defined in  
40 R.S.48:16-13, unless that service becomes or is held out to be  
41 regular service between stated termini;

**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:

<sup>1</sup>Assembly ATR committee amendments adopted December 11, 2014.

1 (7) a vehicle used in a "ridesharing" arrangement, as defined by  
2 the "New Jersey Ridesharing Act of 1981," P.L.1981, c.413  
3 (C.27:26-1 et al.);

4 (8) a motor bus owned by, or operated under a contract with, the  
5 New Jersey Transit Corporation;

6 (9) charter bus operations, as defined in R.S.48:4-1;

7 (10) a vehicle designed to transport <sup>1</sup>**[8]** eight<sup>1</sup> or more, but  
8 <sup>1</sup>**[less]** fewer<sup>1</sup> than 16, persons, including the driver, which is used  
9 exclusively for the transportation of persons between an off-airport  
10 parking facility and an airport; **[or]**

11 (11) a special paratransit vehicle, as defined in R.S.48:4-1 ; or

12 (12) a vehicle that is owned or leased by a "boarding or nursing  
13 home," as defined by section 2 of P.L.1977, c.238 (C.26:2H-37), by  
14 an "assisted living facility," as defined by section 1 of P.L.2009,  
15 <sup>1</sup>**[c.234]** c.61 (C.26:2H-12.56)<sup>1</sup>, by an adult day health care facility  
16 or pediatric day health care facility licensed pursuant to P.L.1971,  
17 c.136 (C.26:2H-1 et al.), or by <sup>1</sup>**[a]** any<sup>1</sup> facility or other entity  
18 <sup>1</sup>licensed or<sup>1</sup> approved by the Department of Human Services <sup>1</sup>**[to**  
19 provide services for persons with developmental disabilities, as  
20 defined by section 3 of P.L.1985, c.145 (C.30:6D-25)] or the  
21 Department of Health to render services to New Jersey residents<sup>1</sup> ,  
22 and which is used to transport eight or more, but <sup>1</sup>**[not less]** fewer<sup>1</sup>  
23 than 16 persons, including the driver, to and from recreational and  
24 social activities, shopping, and other health care providers; provided  
25 that no charge is assessed each time a patient, resident, or client  
26 utilizes the transportation service.

27 "Bill of Rights for Customers of Certain Autobuses" means the  
28 consumer protections, obligations of the owners and operators of  
29 autobuses, and basic expectations and guarantees of health, safety,  
30 and welfare established pursuant to section 6 of P.L.2013, c.224  
31 (C.56:16-4).

32 "For hire" means for direct or indirect hire, any service for which  
33 the driver of the vehicle is compensated, or which is included in the  
34 duties of the person who renders services for compensation, but  
35 shall not include transportation services that are provided to patients  
36 or residents of a "boarding or nursing home," as defined by section  
37 2 of P.L.1977, c.238 (C.26:2H-37), an "assisted living facility," as  
38 defined by section 1 of P.L.2009, <sup>1</sup>**[c.234]** c.61 (C.26:2H-12.56)<sup>1</sup>,  
39 an adult day health care facility or pediatric day health care facility  
40 licensed pursuant to P.L.1971, c.136 (C.26:2H-1 et al.), or to  
41 patients <sup>1</sup>**[or]** , <sup>1</sup> residents <sup>1</sup>, or clients<sup>1</sup> of <sup>1</sup>**[a]** any<sup>1</sup> facility or other  
42 entity that is <sup>1</sup>licensed or<sup>1</sup> approved by the Department of Human  
43 Services <sup>1</sup>**[to provide services for persons with developmental**  
44 disabilities, as defined by section 3 of P.L.1985, c.145 (C.30:6D-  
45 25)] or the Department of Health to render services to New Jersey  
46 residents<sup>1</sup>, unless a charge is assessed each time a patient, resident,  
47 or client utilizes the transportation services.

1 "Operator" means a person who is in actual physical control of  
2 an autobus.

3 "Owner" means a person who holds the legal title of an autobus,  
4 or if an autobus is the subject of an agreement for the conditional  
5 sale or lease thereof with the right of purchase upon performance of  
6 the conditions stated in the agreement and with an immediate right  
7 of possession vested in the conditional vendee or lessee, or if a  
8 mortgagor of an autobus is entitled to possession, then the  
9 conditional vendee, lessee or mortgagor shall be considered the  
10 owner.

11 (cf: P.L.2013, c.224, s.4)

12

13 2. This act shall take effect immediately.

14

15

16

17

18 Exempts certain vehicles owned or leased by certain health care  
19 facilities and other facilities licensed by Department of Human  
20 Services or Department of Health from "Angelie's Law."

# ASSEMBLY, No. 3951

## STATE OF NEW JERSEY 216th LEGISLATURE

INTRODUCED DECEMBER 4, 2014

**Sponsored by:**

**Assemblyman VINCENT PRIETO  
District 32 (Bergen and Hudson)**

**Co-Sponsored by:**

**Assemblyman Fiocchi**

**SYNOPSIS**

Exempts certain vehicles owned or leased by certain health care facilities or used to transport people with developmental disabilities from "Angelie's Law."

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 12/12/2014)**

A3951 PRIETO

2

1 AN ACT exempting certain vehicles from "Angelie's Law" and  
2 amending P.L.2013, c.224.

3

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

6

7 1. Section 4 of P.L.2013, c.224 (C.56:16-2) is amended to read  
8 as follows:

9 4. For the purposes of sections 3 through 9 of P.L.2013,  
10 c.224 (C.56:16-1 et seq.):

11 "Autobus" means a privately-owned autobus operated over the  
12 public highways in this State for the transportation of not more than  
13 40 passengers for hire in intrastate or interstate business except that  
14 "autobus" shall not include:

15 (1) a vehicle engaged in motorbus regular route service as  
16 defined in section 3 of P.L.1979, c. 150 (C.27:25-3);

17 (2) a vehicle engaged in the transportation of passengers for hire  
18 in the manner and form commonly called taxicab service unless that  
19 service becomes or is held out to be regular service between stated  
20 termini;

21 (3) a hotel bus used exclusively for the transportation of hotel  
22 patrons to or from local railroad or other common carrier stations  
23 including local airports;

24 (4) a bus operated for the transportation of enrolled children and  
25 adults only when serving as chaperones to or from a school, school  
26 connected activity, day camp, summer day camp, nursery school,  
27 child care center, pre-school center, or other similar places of  
28 education, including "School Vehicle Type I" and "School Vehicle  
29 Type II" as defined in R.S.39:1-1;

30 (5) an autobus with a carrying capacity of not more than 13  
31 passengers operated under municipal consent upon a route  
32 established wholly within the limits of a single municipality or with  
33 a carrying capacity of not more than 20 passengers operated under  
34 municipal consent upon a route established wholly within the limits  
35 of not more than four contiguous municipalities within any county  
36 of the fifth or sixth class, which route in either case does not, in  
37 whole or in part, parallel upon the same street the line of any street  
38 railway or traction railway or any other autobus route;

39 (6) an autocab, limousine, or livery service as defined in  
40 R.S.48:16-13, unless that service becomes or is held out to be  
41 regular service between stated termini;

42 (7) a vehicle used in a "ridesharing" arrangement, as defined by  
43 the "New Jersey Ridesharing Act of 1981," P.L.1981,  
44 c.413 (C.27:26-1 et al.);

**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 (8) a motor bus owned by, or operated under a contract with, the  
2 New Jersey Transit Corporation;

3 (9) charter bus operations, as defined in R.S.48:4-1;

4 (10) a vehicle designed to transport 8 or more, but less than 16,  
5 persons, including the driver, which is used exclusively for the  
6 transportation of persons between an off-airport parking facility and  
7 an airport; **[or]**

8 (11) a special paratransit vehicle, as defined in R.S.48:4-1 ; or

9 (12) a vehicle that is owned or leased by a “boarding or nursing  
10 home,” as defined by section 2 of P.L.1977, c.238 (C.26:2H-37), by  
11 an “assisted living facility,” as defined by section 1 of P.L.2009,  
12 c.234, by an adult day health care facility or pediatric day health  
13 care facility licensed pursuant to P.L.1971, c.136 (C.26:2H-1 et al.),  
14 or by a facility or other entity approved by the Department of  
15 Human Services to provide services for persons with developmental  
16 disabilities, as defined by section 3 of P.L.1985, c.145 (C.30:6D-  
17 25), and which is used to transport eight or more, but not less than  
18 16 persons, including the driver, to and from recreational and social  
19 activities, shopping, and other health care providers; provided that  
20 no charge is assessed each time a patient, resident, or client utilizes  
21 the transportation service.

22 "Bill of Rights for Customers of Certain Autobuses" means the  
23 consumer protections, obligations of the owners and operators of  
24 autobuses, and basic expectations and guarantees of health, safety,  
25 and welfare established pursuant to section 6 of P.L.2013,  
26 c.224 (C.56:16-4).

27 “For hire” means for direct or indirect hire, any service for which  
28 the driver of the vehicle is compensated, or which is included in the  
29 duties of the person who renders services for compensation, but  
30 shall not include transportation services that are provided to patients  
31 or residents of a “boarding or nursing home,” as defined by section  
32 2 of P.L.1977, c.238 (C.26:2H-37), an “assisted living facility,” as  
33 defined by section 1 of P.L.2009, c.234, an adult day health care  
34 facility or pediatric day health care facility licensed pursuant to  
35 P.L.1971, c.136 (C.26:2H-1 et al.), or to patients or residents of a  
36 facility or other entity that is approved by the Department of Human  
37 Services to provide services for persons with developmental  
38 disabilities, as defined by section 3 of P.L.1985, c.145 (C.30:6D-  
39 25), unless a charge is assessed each time a patient, resident, or  
40 client utilizes the transportation services.

41 "Operator" means a person who is in actual physical control of  
42 an autobus.

43 "Owner" means a person who holds the legal title of an autobus,  
44 or if an autobus is the subject of an agreement for the conditional  
45 sale or lease thereof with the right of purchase upon performance of  
46 the conditions stated in the agreement and with an immediate right  
47 of possession vested in the conditional vendee or lessee, or if a  
48 mortgagor of an autobus is entitled to possession, then the



1 conditional vendee, lessee or mortgagor shall be considered the  
2 owner.

3 (cf: P.L.2013, c.224, s.4)

4

5 2. This act shall take effect immediately.

6

7

8

STATEMENT

9

10 This bill exempts vehicles which are owned or leased by a  
11 boarding or nursing home, an assisted living facility, an adult day  
12 health care facility, a pediatric day health care facility, or a facility  
13 or agency approved by the Department of Human Services to serve  
14 persons with developmental disabilities from the provisions of  
15 “Angelie’s Law” if the vehicle is used to transport eight or more but  
16 less than 16 persons, including the driver, to and from recreational  
17 and social activities, shopping, and other health care providers,  
18 provided that a charge is not assessed each time a patient, resident,  
19 or client utilizes the transportation service.

20 Angelie’s Law (P.L.2013, c.244): (1) establishes a “Bill of  
21 Rights for Customers of Certain Autobuses”; (2) prohibits an owner  
22 of an autobus from allowing, requiring, permitting, or authorizing  
23 any operator of an autobus from operating an autobus without a  
24 valid commercial driver license; and (3) requires a police officer to  
25 obtain a blood sample from an operator of an autobus if the autobus  
26 was involved in an accident resulting in the death or serious bodily  
27 injury of any person. Angelie’s Law defines an “autobus” as a  
28 privately-owned passenger motor vehicle operated in intrastate or  
29 interstate business over the public highways in this State for the  
30 transportation of not more than 40 passengers for hire. The  
31 following types of vehicles are excluded from the definition of  
32 “autobus”: vehicles engaged in motorbus regular route service,  
33 taxicabs, hotel buses, school buses, Atlantic County and Cape May  
34 County jitney buses, limousines, vehicles used in a ridesharing  
35 arrangement, motor buses owned by, or under contract with, the  
36 New Jersey Transit Corporation, charter bus operations, off-airport  
37 parking shuttles, and special paratransit vehicles.

38 This bill excludes vehicles which are owned or leased by a  
39 boarding or nursing home, an assisted living facility, an adult day  
40 health care facility, a pediatric day health care facility, or a facility  
41 or agency approved by the Department of Human Services to serve  
42 persons with developmental disabilities from the definition of  
43 “autobus” for the purposes of Angelie’s Law if the vehicle is used  
44 to transport eight or more but less than 16 persons, including the  
45 driver, to and from recreational and social activities, shopping, and  
46 other health care providers, provided that a charge is not assessed  
47 each time a patient, resident, or client utilizes the transportation  
48 service.

ASSEMBLY TRANSPORTATION AND INDEPENDENT  
AUTHORITIES COMMITTEE

STATEMENT TO  
**ASSEMBLY, No. 3951**

with committee amendments

**STATE OF NEW JERSEY**

DATED: DECEMBER 11, 2014

The Assembly Transportation and Independent Authorities Committee reports favorably and with committee amendments Assembly Bill No. 3951.

As amended and reported, this bill exempts vehicles which are owned or leased by a boarding or nursing home, an assisted living facility, an adult day health care facility, a pediatric day health care facility, or any facility or other entity licensed or approved by the Department of Human Services or the Department of Health to render services to New Jersey residents from the provisions of “Angelie’s Law.” The exemption applies if the vehicle is used to transport eight or more but fewer than 16 persons, including the driver, to and from recreational and social activities, shopping, and other health care providers, provided that a charge is not assessed each time a patient, resident, or client utilizes the transportation service.

Angelie’s Law (P.L.2013, c.244): (1) establishes a “Bill of Rights for Customers of Certain Autobuses”; (2) prohibits an owner of an autobus from allowing, requiring, permitting, or authorizing any operator of an autobus from operating an autobus without a valid commercial driver license; and (3) requires a police officer to obtain a blood sample from an operator of an autobus if the autobus was involved in an accident resulting in the death or serious bodily injury of any person. Angelie’s Law defines an “autobus” as a privately-owned passenger motor vehicle operated in intrastate or interstate business over the public highways in this State for the transportation of not more than 40 passengers for hire. The following types of vehicles are excluded from the definition of “autobus”: vehicles engaged in motorbus regular route service, taxicabs, hotel buses, school buses, Atlantic County and Cape May County jitney buses, limousines, vehicles used in a ridesharing arrangement, motor buses owned by, or under contract with, the New Jersey Transit Corporation, charter bus operations, off-airport parking shuttles, and special paratransit vehicles.

COMMITTEE AMENDMENTS

The committee amendments exclude vehicles owned or leased by a facility or other entity licensed or approved by the Department of Human Services or the Department of Health to render services to New Jersey residents. The amendments also make a correction to specify that to be included in the exemption, a vehicle may be used to transport eight or more but fewer than 16 persons.

In addition, the amendments clarify the definition of “for hire” to be consistent with other language in the bill referring to transportation services provided to clients of various facilities. Finally, the amendments correct a statutory citation and a grammatical error.

# SENATE TRANSPORTATION COMMITTEE

## STATEMENT TO

[First Reprint]

**ASSEMBLY, No. 3951**

# **STATE OF NEW JERSEY**

DATED: JANUARY 12, 2015

The Senate Transportation Committee reports favorably Assembly Bill No. 3951(1R).

As reported, this bill exempts vehicles which are owned or leased by a boarding or nursing home, an assisted living facility, an adult day health care facility, a pediatric day health care facility, or any facility or other entity licensed or approved by the Department of Human Services or the Department of Health to render services to New Jersey residents from the provisions of “Angelie’s Law.” The exemption applies if the vehicle is used to transport eight or more but fewer than 16 persons, including the driver, to and from recreational and social activities, shopping, and other health care providers, provided that a charge is not assessed each time a patient, resident, or client utilizes the transportation service.

Angelie’s Law (P.L.2013, c.244): (1) establishes a “Bill of Rights for Customers of Certain Autobuses”; (2) prohibits an owner of an autobus from allowing, requiring, permitting, or authorizing any operator of an autobus from operating an autobus without a valid commercial driver license; and (3) requires a police officer to obtain a blood sample from an operator of an autobus if the autobus was involved in an accident resulting in the death or serious bodily injury of any person. Angelie’s Law defines an “autobus” as a privately-owned passenger motor vehicle operated in intrastate or interstate business over the public highways in this State for the transportation of not more than 40 passengers for hire. The following types of vehicles are excluded from the definition of “autobus”: vehicles engaged in motorbus regular route service, taxicabs, hotel buses, school buses, Atlantic County and Cape May County jitney buses, limousines, vehicles used in a ridesharing arrangement, motor buses owned by, or under contract with, the New Jersey Transit Corporation, charter bus operations, off-airport parking shuttles, and special paratransit vehicles.

As reported, Assembly Bill No. 3951, First Reprint, is identical to Senate Bill No. 2596 which was amended and reported by the committee on this date.

**SENATE, No. 2596**

**STATE OF NEW JERSEY**  
**216th LEGISLATURE**

INTRODUCED DECEMBER 8, 2014

**Sponsored by:**

**Senator NICHOLAS J. SACCO**

**District 32 (Bergen and Hudson)**

**Senator JOSEPH PENNACCHIO**

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

**SYNOPSIS**

Exempts certain vehicles owned or leased by certain health care facilities or used to transport people with developmental disabilities from "Angelie's Law."

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 1/14/2015)**

S2596 SACCO, PENNACCHIO

2

1 AN ACT exempting certain vehicles from “Angelie’s Law” and  
2 amending P.L.2013, c.224.

3

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

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8 as follows:

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11 "Autobus" means a privately-owned autobus operated over the  
12 public highways in this State for the transportation of not more than  
13 40 passengers for hire in intrastate or interstate business except that  
14 "autobus" shall not include:

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16 defined in section 3 of P.L.1979, c. 150 (C.27:25-3);

17 (2) a vehicle engaged in the transportation of passengers for hire  
18 in the manner and form commonly called taxicab service unless that  
19 service becomes or is held out to be regular service between stated  
20 termini;

21 (3) a hotel bus used exclusively for the transportation of hotel  
22 patrons to or from local railroad or other common carrier stations  
23 including local airports;

24 (4) a bus operated for the transportation of enrolled children and  
25 adults only when serving as chaperones to or from a school, school  
26 connected activity, day camp, summer day camp, nursery school,  
27 child care center, pre-school center, or other similar places of  
28 education, including "School Vehicle Type I" and "School Vehicle  
29 Type II" as defined in R.S.39:1-1;

30 (5) an autobus with a carrying capacity of not more than 13  
31 passengers operated under municipal consent upon a route  
32 established wholly within the limits of a single municipality or with  
33 a carrying capacity of not more than 20 passengers operated under  
34 municipal consent upon a route established wholly within the limits  
35 of not more than four contiguous municipalities within any county  
36 of the fifth or sixth class, which route in either case does not, in  
37 whole or in part, parallel upon the same street the line of any street  
38 railway or traction railway or any other autobus route;

39 (6) an autocab, limousine, or livery service as defined in  
40 R.S.48:16-13, unless that service becomes or is held out to be  
41 regular service between stated termini;

42 (7) a vehicle used in a "ridesharing" arrangement, as defined by  
43 the "New Jersey Ridesharing Act of 1981," P.L.1981,  
44 c.413 (C.27:26-1 et al.);

45 (8) a motor bus owned by, or operated under a contract with, the  
46 New Jersey Transit Corporation;

**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 (9) charter bus operations, as defined in R.S.48:4-1;

2 (10) a vehicle designed to transport 8 or more, but less than 16,  
3 persons, including the driver, which is used exclusively for the  
4 transportation of persons between an off-airport parking facility and  
5 an airport; **[or]**

6 (11) a special paratransit vehicle, as defined in R.S.48:4-1 ; or

7 (12) a vehicle that is owned or leased by a "boarding or nursing  
8 home," as defined by section 2 of P.L.1977, c.238 (C.26:2H-37), by  
9 an "assisted living facility," as defined by section 1 of P.L.2009,  
10 c.234 (C.26:2H-12.56), by an adult day health care facility or  
11 pediatric day health care facility licensed pursuant to P.L.1971,  
12 c.136 (C.26:2H-1 et al.), or by a facility or other entity approved by  
13 the Department of Human Services to provide services for persons  
14 with developmental disabilities, as defined by section 3 of  
15 P.L.1985, c.145 (C.30:6D-25), and which is used to transport eight  
16 or more, but not less than 16 persons, including the driver, to and  
17 from recreational and social activities, shopping, and other health  
18 care providers; provided that no charge is assessed each time a  
19 patient, resident, or client utilizes the transportation service.

20 "Bill of Rights for Customers of Certain Autobuses" means the  
21 consumer protections, obligations of the owners and operators of  
22 autobuses, and basic expectations and guarantees of health, safety,  
23 and welfare established pursuant to section 6 of P.L.2013,  
24 c.224 (C.56:16-4).

25 "For hire" means for direct or indirect hire, any service for which  
26 the driver of the vehicle is compensated, or which is included in the  
27 duties of the person who renders services for compensation, but  
28 shall not include transportation services that are provided to patients  
29 or residents of a "boarding or nursing home," as defined by section  
30 2 of P.L.1977, c.238 (C.26:2H-37), an "assisted living facility," as  
31 defined by section 1 of P.L.2009, c.234 (C.26:2H-12.56), an adult  
32 day health care facility or pediatric day health care facility licensed  
33 pursuant to P.L.1971, c.136 (C.26:2H-1 et al.), or to patients or  
34 residents of a facility or other entity that is approved by the  
35 Department of Human Services to provide services for persons with  
36 developmental disabilities, as defined by section 3 of P.L.1985,  
37 c.145 (C.30:6D-25), unless a charge is assessed each time a patient,  
38 resident, or client utilizes the transportation services.

39 "Operator" means a person who is in actual physical control of  
40 an autobus.

41 "Owner" means a person who holds the legal title of an autobus,  
42 or if an autobus is the subject of an agreement for the conditional  
43 sale or lease thereof with the right of purchase upon performance of  
44 the conditions stated in the agreement and with an immediate right  
45 of possession vested in the conditional vendee or lessee, or if a  
46 mortgagor of an autobus is entitled to possession, then the  
47 conditional vendee, lessee or mortgagor shall be

1 considered the owner.  
2 (cf: P.L.2013, c.224, s.4)

3

4 2. This act shall take effect immediately.

5

6

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STATEMENT

8

9 This bill exempts vehicles which are owned or leased by a  
10 boarding or nursing home, an assisted living facility, an adult day  
11 health care facility, a pediatric day health care facility, or a facility  
12 or agency approved by the Department of Human Services to serve  
13 persons with developmental disabilities from the provisions of  
14 “Angelie’s Law” if the vehicle is used to transport eight or more but  
15 less than 16 persons, including the driver, to and from recreational  
16 and social activities, shopping, and other health care providers,  
17 provided that a charge is not assessed each time a patient, resident,  
18 or client utilizes the transportation service.

19 Angelie’s Law (P.L.2013, c.244): (1) establishes a “Bill of  
20 Rights for Customers of Certain Autobuses”; (2) prohibits an owner  
21 of an autobus from allowing, requiring, permitting, or authorizing  
22 any operator of an autobus from operating an autobus without a  
23 valid commercial driver license; and (3) requires a police officer to  
24 obtain a blood sample from an operator of an autobus if the autobus  
25 was involved in an accident resulting in the death or serious bodily  
26 injury of any person. Angelie’s Law defines an “autobus” as a  
27 privately-owned passenger motor vehicle operated in intrastate or  
28 interstate business over the public highways in this State for the  
29 transportation of not more than 40 passengers for hire. The  
30 following types of vehicles are excluded from the definition of  
31 “autobus:” vehicles engaged in motorbus regular route service,  
32 taxicabs, hotel buses, school buses, Atlantic County and Cape May  
33 County jitney buses, limousines, vehicles used in a ridesharing  
34 arrangement, motor buses owned by, or under contract with, the  
35 New Jersey Transit Corporation, charter bus operations, off-airport  
36 parking shuttles, and special paratransit vehicles.

37 This bill excludes vehicles which are owned or leased by a  
38 boarding or nursing home, an assisted living facility, an adult day  
39 health care facility, a pediatric day health care facility, or a facility  
40 or agency approved by the Department of Human Services to serve  
41 persons with developmental disabilities from the definition of  
42 “autobus” for the purposes of Angelie’s Law if the vehicle is used  
43 to transport eight or more but less than 16 persons, including the  
44 driver, to and from recreational and social activities, shopping, and  
45 other health care providers, provided that a charge is not assessed  
46 each time a patient, resident, or client utilizes the transportation  
47 service.



# SENATE TRANSPORTATION COMMITTEE

## STATEMENT TO

### **SENATE, No. 2596**

with committee amendments

# **STATE OF NEW JERSEY**

DATED: JANUARY 12, 2015

The Senate Transportation Committee reports favorably and with committee amendments Senate Bill No. 2596.

As amended and reported, this bill exempts vehicles which are owned or leased by a boarding or nursing home, an assisted living facility, an adult day health care facility, a pediatric day health care facility, or any facility or other entity licensed or approved by the Department of Human Services or the Department of Health to render services to New Jersey residents from the provisions of “Angelie’s Law.” The exemption applies if the vehicle is used to transport eight or more but fewer than 16 persons, including the driver, to and from recreational and social activities, shopping, and other health care providers, provided that a charge is not assessed each time a patient, resident, or client utilizes the transportation service.

Angelie’s Law (P.L.2013, c.244): (1) establishes a “Bill of Rights for Customers of Certain Autobuses”; (2) prohibits an owner of an autobus from allowing, requiring, permitting, or authorizing any operator of an autobus from operating an autobus without a valid commercial driver license; and (3) requires a police officer to obtain a blood sample from an operator of an autobus if the autobus was involved in an accident resulting in the death or serious bodily injury of any person. Angelie’s Law defines an “autobus” as a privately-owned passenger motor vehicle operated in intrastate or interstate business over the public highways in this State for the transportation of not more than 40 passengers for hire. The following types of vehicles are excluded from the definition of “autobus:” vehicles engaged in motorbus regular route service, taxicabs, hotel buses, school buses, Atlantic County and Cape May County jitney buses, limousines, vehicles used in a ridesharing arrangement, motor buses owned by, or under contract with, the New Jersey Transit Corporation, charter bus operations, off-airport parking shuttles, and special paratransit vehicles.

As amended and reported, Senate Bill No. 2596 is identical to Assembly Bill No. 3951, First Reprint, which was also reported by the committee on this date.

COMMITTEE AMENDMENTS

The committee amended the bill to exclude vehicles owned or leased by a facility or other entity licensed or approved by the Department of Human Services or the Department of Health to render services to New Jersey residents.

The amendments also clarify the definition of “for hire” to be consistent with other language in the bill referring to transportation services provided to clients of various facilities. Finally, the amendments correct a statutory citation and a grammatical error.