

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: Yes

FOLLOWING WERE PRINTED:

To check for circulating copies, contact New Jersey State Government Publications at the State Library (609) 278-2640 ext.103 or <mailto:refdesk@njstatelib.org>

REPORTS: No

HEARINGS: Yes

Committee meeting of Senate Transportation Committee [and] Assembly Transportation and Independent Authorities Committee: the Committees will meet to hear testimony from invited guests regarding school bus safety [June 18, 2018, Trenton, New Jersey].

Call number: 974.90 S372, 2018g

Available online at <https://dspace.njstatelib.org/handle/10929/48108>

NEWSPAPER ARTICLES: Yes

"Gov. Phil Murphy signs school bus safety bills prompted by deadly Paramus crash," northjersey.com, December 17, 2018

"Fatal school bus crash leads to 4 new safety laws in NJ," Associated Press State Wire: New Jersey, December 17, 2018

"Fatal school bus crash leads to 4 safety laws in New Jersey," Associated Press State Wire: New Jersey, December 17, 2018

RWH/CL

P.L. 2018, CHAPTER 151, *approved December 17, 2018*

Senate, No. 2848 (*Third Reprint*)

1 AN ACT concerning ¹**[proof of physical fitness]** medical
2 examinations¹ for certain special licenses and amending
3 R.S.39:3-10.1 ¹and P.L.1975, c.284¹.

4

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

7

8 1. R.S.39:3-10.1 is amended to read as follows:

9 39:3-10.1. No person shall drive any motor vehicle or trackless
10 trolley with a capacity of more than six passengers used for the
11 transportation of passengers for hire or for the transportation of
12 passengers to or from summer day camps or summer residence
13 camps or any bus as defined by the **[director]** chief administrator
14 used for the transportation of passengers, **[except vehicles used in**
15 ride-sharing arrangements, taxicabs, motor vehicles with a capacity
16 of more than six passengers, which are owned and operated directly
17 by businesses engaged in the practice of mortuary science when
18 those vehicles are used exclusively for providing transportation
19 related to the provision of funeral services and which shall not be
20 used in that capacity at any time to pick up or discharge passengers
21 to any airline terminal, train station or other transportation center or
22 for any purpose not directly related to the provision of funeral
23 services] or any bus used to transport children to and from school
24 pursuant to N.J.S.18A:39-1 et seq. or when being used by a private
25 school to transport children to and from school, unless specially
26 licensed so to do by the chief administrator or in the case of a
27 nonresident, licensed pursuant to the laws of **[his resident]** the
28 nonresident's state ¹of residence¹ with respect to the licensing of
29 bus drivers, except that this provision shall not apply to the
30 operators of vehicles used in ride-sharing arrangements, taxicabs,
31 motor vehicles with a capacity of more than six passengers, which
32 are owned and operated directly by businesses engaged in the
33 practice of mortuary science when those vehicles are used
34 exclusively for providing transportation related to the provision of
35 funeral services and which shall not be used in that capacity at any
36 time to pick up or discharge passengers to any airline terminal, train
37 station, or other transportation center, or for any purpose not
38 directly related to the provision of funeral services.

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:

¹Senate STR committee amendments adopted July 26, 2018.

²Senate SBA committee amendments adopted September 13, 2018.

³Senate floor amendments adopted September 27, 2018.

1 Such license shall not be granted by the chief administrator until
2 the applicant therefor is at least 18 years of age and has passed a
3 satisfactory examination in ascertainment of ~~his~~ the applicant's
4 driving ability and familiarity with the mechanism of said vehicle
5 and has presented evidence, satisfactory to the chief administrator
6 of ~~his~~ the applicant's previous experience (including proof that
7 ~~he~~ the applicant has had at least three years of driving
8 experience), good character, and physical fitness in the form of a
9 medical examination and accompanying medical ¹[report]
10 certificate¹ completed by a medical examiner listed on the National
11 Registry of Certified Medical Examiners maintained by the Federal
12 Motor Carrier Safety Administration. The accompanying medical
13 ¹[report] certificate¹ shall contain the medical examiner's National
14 Registry of Certified Medical Examiners number. Said license shall
15 be effective until suspended or revoked by the ~~director~~ chief
16 administrator; provided, the special licensee is also the holder of a
17 license as provided for in R.S.39:3-10.

18 Every holder of a special license issued pursuant to this section
19 shall furnish to the chief administrator satisfactory evidence of
20 continuing physical fitness in the form of a medical examination
21 and accompanying medical ¹[report] certificate¹ completed by a
22 medical examiner listed on the National Registry of Certified
23 Medical Examiners maintained by the Federal Motor Carrier Safety
24 Administration, good character, and experience at the time of
25 application renewal or such other time as the chief administrator
26 may require, and in such form as the chief administrator may
27 require ³[, except that].

28 In addition to the medical examination required of every holder
29 of special license issued pursuant to this section,³ every holder of a
30 special license issued pursuant to this section for the transporting of
31 children to and from schools, pursuant to N.J.S.18A:39-1 et seq.
32 ³[.] :

33 a.³ who is 70 years of age or older shall annually furnish to the
34 ²[chief administrator] holder's employer for review by the
35 commission at the commission's biannual inspection² satisfactory
36 evidence of continuing physical fitness in the form of a medical
37 examination ³[and accompanying medical ¹[report] certificate¹
38 completed by a medical examiner listed on the National Registry of
39 Certified Medical Examiners maintained by the Federal Motor
40 Carrier Safety Administration] completed by a licensed medical
41 doctor or licensed osteopathic physician;³ and ³[every holder of a
42 special license issued pursuant to this section for the transporting of
43 children to and from schools, pursuant to N.J.S.18A:39-1 et seq..]

44 b.³ who is 75 years of age or older shall ³every six months³
45 furnish to the ²[chief administrator] holder's employer for review
46 by the commission at the commission's biannual inspection²

1 satisfactory evidence of continuing physical fitness in the form of a
2 medical examination ³[and accompanying medical ¹[report]
3 certificate¹ completed by a medical examiner listed on the National
4 Registry of Certified Medical Examiners maintained by the Federal
5 Motor Carrier Safety Administration every six months. The
6 accompanying medical ¹[report] certificate¹ shall contain the
7 medical examiner's National Registry of Certified Medical
8 Examiners number] completed by a licensed medical doctor or
9 osteopathic physician³. In addition, any person applying for a
10 special license ¹and any person who is the holder of a special
11 license¹ pursuant to this section for the transporting of children to
12 and from schools, pursuant to N.J.S.18A:39-1 et seq., shall comply
13 with the provisions of ¹section 2 of P.L.1975, c.284 (C.39:3-10.1a)
14 and¹ section 6 of P.L.1989, c.104 (C.18A:39-19.1).

15 The chief administrator may suspend or revoke a license granted
16 under authority of this section for a violation of any of the
17 provisions of this subtitle, or on other reasonable grounds, or where,
18 in **[his]** the chief administrator's opinion, the licensee is either
19 physically or morally unfit to retain the same. Notwithstanding the
20 provisions of any law to the contrary, the chief administrator shall,
21 upon notice of disqualification from the Commissioner of Education
22 pursuant to section 6 of P.L.1989, c.104 (C.18A:39-19.1),
23 immediately revoke the special license granted under authority of
24 this section without the necessity of a further hearing.

25 The chief administrator may make such rules and regulations as
26 **[he]** the chief administrator may deem necessary to carry out the
27 provisions of this section.

28 (cf: P.L.2004, c.124, s.1)

29

30 ¹2. Section 2 of P.L.1975, c.284 (C.39:3-10.1a) is amended to
31 read as follows:

32 2. a. All drivers of buses or other vehicles used by a board of
33 education or by a private or parochial school for the transportation
34 of pupils to and from school shall, in addition to any exam required
35 by law, submit to a medical exam for the presence of alcohol,
36 narcotics, or habit-producing drugs within the scope of the "New
37 Jersey Controlled Dangerous Substances Act," **[P.L.1970, c. 226,**
38 **C. 24:21-1]** P.L.1970, c.226 (C.24:21-1 et seq.).

39 b. All drivers of buses or other vehicles used by a board of
40 education or by a private or parochial school for the transportation
41 of pupils to and from school shall, in addition to any exam required
42 by law, submit to a medical exam that includes ²**[cognitive,]**²
43 hearing ²**[.]**² and visual acuity tests that are in accordance with the
44 provisions of the "Motor Carrier Safety Improvement Act of 1999,"
45 49 U.S.C. s.113, any supplements or amendments thereto, and any

1 federal regulations promulgated thereunder.¹

2 (cf: P.L.1975, c.284, s.2)

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4 ¹~~[2.]~~ 3.¹ This act shall take effect immediately.

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9 Requires school bus drivers to submit medical certificate to
10 employer to prove continuing physical fitness and to submit to
11 medical examination that includes certain screenings.

SENATE, No. 2848

STATE OF NEW JERSEY
218th LEGISLATURE

INTRODUCED JULY 23, 2018

Sponsored by:

Senator PATRICK J. DIEGNAN, JR.

District 18 (Middlesex)

Senator JOSEPH A. LAGANA

District 38 (Bergen and Passaic)

Co-Sponsored by:

Senators Holzapfel and Singer

SYNOPSIS

Requires holders of certain driver's license endorsements to submit medical report completed by certified medical examiner; requires certain school bus drivers to submit proof of physical fitness annually or every six months.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 7/27/2018)

1 AN ACT concerning proof of physical fitness for certain special
2 licenses and amending R.S.39:3-10.1.

3

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

6

7 1. R.S.39:3-10.1 is amended to read as follows:

8 39:3-10.1. No person shall drive any motor vehicle or trackless
9 trolley with a capacity of more than six passengers used for the
10 transportation of passengers for hire or for the transportation of
11 passengers to or from summer day camps or summer residence
12 camps or any bus as defined by the **[director]** chief administrator
13 used for the transportation of passengers, **[except vehicles used in**
14 **ride-sharing arrangements, taxicabs, motor vehicles with a capacity**
15 **of more than six passengers, which are owned and operated directly**
16 **by businesses engaged in the practice of mortuary science when**
17 **those vehicles are used exclusively for providing transportation**
18 **related to the provision of funeral services and which shall not be**
19 **used in that capacity at any time to pick up or discharge passengers**
20 **to any airline terminal, train station or other transportation center or**
21 **for any purpose not directly related to the provision of funeral**
22 **services]** or any bus used to transport children to and from school
23 pursuant to N.J.S.18A:39-1 et seq. or when being used by a private
24 school to transport children to and from school, unless specially
25 licensed so to do by the chief administrator or in the case of a
26 nonresident, licensed pursuant to the laws of **[his resident]** the
27 nonresident's state with respect to the licensing of bus drivers,
28 except that this provision shall not apply to the operators of vehicles
29 used in ride-sharing arrangements, taxicabs, motor vehicles with a
30 capacity of more than six passengers, which are owned and
31 operated directly by businesses engaged in the practice of mortuary
32 science when those vehicles are used exclusively for providing
33 transportation related to the provision of funeral services and which
34 shall not be used in that capacity at any time to pick up or discharge
35 passengers to any airline terminal, train station, or other
36 transportation center, or for any purpose not directly related to the
37 provision of funeral services.

38 Such license shall not be granted by the chief administrator until
39 the applicant therefor is at least 18 years of age and has passed a
40 satisfactory examination in ascertainment of **[his]** the applicant's
41 driving ability and familiarity with the mechanism of said vehicle
42 and has presented evidence, satisfactory to the chief administrator
43 of **[his]** the applicant's previous experience (including proof that
44 **[he]** the applicant has had at least three years of driving
45 experience), good character, and physical fitness in the form of a

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 medical examination and accompanying medical report completed
2 by a medical examiner listed on the National Registry of Certified
3 Medical Examiners maintained by the Federal Motor Carrier Safety
4 Administration. The accompanying medical report shall contain the
5 medical examiner's National Registry of Certified Medical
6 Examiners number. Said license shall be effective until suspended
7 or revoked by the **【director】** chief administrator; provided, the
8 special licensee is also the holder of a license as provided for in
9 R.S.39:3-10.

10 Every holder of a special license issued pursuant to this section
11 shall furnish to the chief administrator satisfactory evidence of
12 continuing physical fitness in the form of a medical examination
13 and accompanying medical report completed by a medical examiner
14 listed on the National Registry of Certified Medical Examiners
15 maintained by the Federal Motor Carrier Safety Administration,
16 good character, and experience at the time of application renewal or
17 such other time as the chief administrator may require, and in such
18 form as the chief administrator may require, except that every
19 holder of a special license issued pursuant to this section for the
20 transporting of children to and from schools, pursuant to
21 N.J.S.18A:39-1 et seq., who is 70 years of age or older shall
22 annually furnish to the chief administrator satisfactory evidence of
23 continuing physical fitness in the form of a medical examination
24 and accompanying medical report completed by a medical examiner
25 listed on the National Registry of Certified Medical Examiners
26 maintained by the Federal Motor Carrier Safety Administration and
27 every holder of a special license issued pursuant to this section for
28 the transporting of children to and from schools, pursuant to
29 N.J.S.18A:39-1 et seq., who is 75 years of age or older shall furnish
30 to the chief administrator satisfactory evidence of continuing
31 physical fitness in the form of a medical examination and
32 accompanying medical report completed by a medical examiner
33 listed on the National Registry of Certified Medical Examiners
34 maintained by the Federal Motor Carrier Safety Administration
35 every six months. The accompanying medical report shall contain
36 the medical examiner's National Registry of Certified Medical
37 Examiners number. In addition, any person applying for a special
38 license pursuant to this section for the transporting of children to
39 and from schools, pursuant to N.J.S.18A:39-1 et seq., shall comply
40 with the provisions of section 6 of P.L.1989, c.104 (C.18A:39-
41 19.1).

42 The chief administrator may suspend or revoke a license granted
43 under authority of this section for a violation of any of the
44 provisions of this subtitle, or on other reasonable grounds, or where,
45 in **【his】** the chief administrator's opinion, the licensee is either
46 physically or morally unfit to retain the same. Notwithstanding the
47 provisions of any law to the contrary, the chief administrator shall,
48 upon notice of disqualification from the Commissioner of Education

1 pursuant to section 6 of P.L.1989, c.104 (C.18A:39-19.1),
2 immediately revoke the special license granted under authority of
3 this section without the necessity of a further hearing.

4 The chief administrator may make such rules and regulations as
5 **[he]** the chief administrator may deem necessary to carry out the
6 provisions of this section.
7 (cf: P.L.2004, c.124, s.1)
8

9 2. This act shall take effect immediately.

10

11

STATEMENT

12

13 This bill requires the holder of a passenger endorsement or
14 school bus endorsement issued pursuant to N.J.S.A.39:3-10.1 or an
15 applicant for a passenger endorsement or school bus endorsement to
16 submit proof of physical fitness in the form of a medical
17 examination and accompanying medical report completed by a
18 medical examiner in good standing on the National Registry of
19 Certified Medical Examiners (NRCME) maintained by the Federal
20 Motor Carrier Safety Administration. The accompanying medical
21 report completed by the medical examiner is required to contain the
22 medical examiner's NRCME number.

23 The bill also requires the holder of a school bus endorsement
24 who is 70 years of age or older to submit proof of physical fitness in
25 the form of a medical examination and accompanying medical
26 report completed by a medical examiner in good standing on an
27 annual basis and requires the holder of a school bus endorsement
28 who is 75 years of age or older to submit proof of physical fitness in
29 the form of a medical examination and accompanying medical
30 report completed by a medical examiner in good standing every six
31 months.

SENATE TRANSPORTATION COMMITTEE

STATEMENT TO

SENATE, No. 2848

with committee amendments

STATE OF NEW JERSEY

DATED: JULY 26, 2018

The Senate Transportation Committee reports favorably and with committee amendments Senate Bill No. 2848.

As amended and reported, this bill requires the holder of a passenger endorsement or school bus endorsement issued pursuant to N.J.S.A.39:3-10.1 or an applicant for a passenger endorsement or school bus endorsement to submit proof of physical fitness in the form of a medical examination and accompanying medical certificate completed by a medical examiner listed on the National Registry of Certified Medical Examiners (NRCME) maintained by the Federal Motor Carrier Safety Administration. The accompanying medical certificate completed by the medical examiner is required to contain the medical examiner's NRCME number.

The bill requires the holder of a school bus endorsement who is 70 years of age or older to submit proof of physical fitness in the form of a medical examination and accompanying medical certificate completed by a medical examiner listed on the NRCME on an annual basis and requires the holder of a school bus endorsement who is 75 years of age or older to submit proof of physical fitness in the form of a medical examination and accompanying medical certificate completed by a medical examiner listed on the NRCME every six months.

The bill also requires that, in addition to any other exam required by law, all drivers of buses or other vehicles used by a board of education or by a private or parochial school for the transportation of pupils to and from school submit to a medical exam that includes cognitive, hearing, and visual acuity tests that are in accordance with the provisions of the "Motor Carrier Safety Improvement Act of 1999" and any federal regulations promulgated pursuant to that federal law.

The committee amended the bill to require that, instead of a medical examination and medical report completed by a certified medical examiner, holders of passenger and school bus endorsements are to submit proof of physical fitness in the form of a medical examination and accompanying medical certificate completed by a certified medical examiner. The amendments also require that, in addition to any other exam required by law, all drivers of buses or other vehicles used for school transportation are to submit to a medical

exam that includes cognitive, hearing, and visual acuity tests that are in accordance with the provisions of the "Motor Carrier Safety Improvement Act of 1999" and any federal regulations promulgated pursuant to that federal law. Lastly, the amendments make changes to the title and synopsis of the bill.

SENATE BUDGET AND APPROPRIATIONS COMMITTEE

STATEMENT TO

[First Reprint]

SENATE, No. 2848

with committee amendments

STATE OF NEW JERSEY

DATED: SEPTEMBER 13, 2018

The Senate Budget and Appropriations Committee reports favorably Senate Bill No. 2848 (1R), with committee amendments.

As amended, this bill requires the holder of a passenger endorsement or school bus endorsement issued pursuant to N.J.S.A.39:3-10.1 or an applicant for a passenger endorsement or school bus endorsement to submit proof of physical fitness in the form of a medical examination and accompanying medical certificate completed by a medical examiner listed on the National Registry of Certified Medical Examiners (NRCME) maintained by the Federal Motor Carrier Safety Administration. The accompanying medical certificate completed by the medical examiner is required to contain the medical examiner's NRCME number.

The bill requires the holder of a school bus endorsement who is 70 years of age or older to submit proof of physical fitness in the form of a medical examination and accompanying medical certificate completed by a medical examiner listed on the NRCME on an annual basis and requires the holder of a school bus endorsement who is 75 years of age or older to submit proof of physical fitness in the form of a medical examination and accompanying medical certificate completed by a medical examiner listed on the NRCME every six months. The bill requires that the holder of a school bus endorsement submit the certificate to the holder's employer for review by the New Jersey Motor Vehicle Commission (MVC) at the MVC's biannual inspection.

The bill also requires that, in addition to any other exam required by law, all drivers of buses or other vehicles used by a board of education or by a private or parochial school for the transportation of pupils to and from school submit to a medical exam that includes hearing and visual acuity tests that are in accordance with the provisions of the "Motor Carrier Safety Improvement Act of 1999" and any federal regulations promulgated pursuant to that federal law.

COMMITTEE AMENDMENTS:

The committee amendments provide that a holder of a school bus endorsement who is required to submit a medical certificate annually or every six months, under the bill, is to submit the certificate to the driver's employer for review by the MVC at the MVC's biannual inspection instead of submitting the certificate directly to the MVC. The committee amendments also require that a driver of a bus or other vehicle used for school transportation is to submit to a medical exam that only includes hearing and visual acuity tests and remove the requirement that the medical exam include a cognitive test.

FISCAL IMPACT:

This bill is not certified as requiring a fiscal note.

STATEMENT TO
[Second Reprint]
SENATE, No. 2848

with Senate Floor Amendments
(Proposed by Senator LAGANA)

ADOPTED: SEPTEMBER 27, 2018

These Senate floor amendments require that medical examinations required to be completed annually by school bus drivers 70 years of age and older and every six months by school bus drivers 75 years of age and older under the bill may be completed by a licensed medical doctor or licensed osteopathic physician and not by a medical examiner listed on the National Registry of Certified Medical Examiners maintained by the Federal Motor Carrier Safety Administration. However, the amendments clarify that the medical examinations required annually of school bus drivers 70 years of age and older and every six months for school bus drivers 75 years of age and older are to be in addition to those medical examinations required of all holders of passenger and school bus endorsements at the time of initial application and renew of the endorsements. The amendments also change the synopsis of the bill to provide that a school bus driver's medical certificate is to be submitted to the school bus driver's employer and not the New Jersey Motor Vehicle Commission.

ASSEMBLY, No. 4346

STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED AUGUST 27, 2018

Sponsored by:

Assemblyman P. CHRISTOPHER TULLY

District 38 (Bergen and Passaic)

Assemblywoman LISA SWAIN

District 38 (Bergen and Passaic)

Assemblyman DANIEL R. BENSON

District 14 (Mercer and Middlesex)

Assemblywoman PATRICIA EGAN JONES

District 5 (Camden and Gloucester)

SYNOPSIS

Requires school bus drivers to submit medical certificate to MVC to prove continuing physical fitness and to submit to medical examination that includes certain screenings.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning medical examinations for certain special
2 licenses and amending R.S.39:3-10.1 and P.L.1975, c.284.

3

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

6

7 1. R.S.39:3-10.1 is amended to read as follows:

8 39:3-10.1. No person shall drive any motor vehicle or trackless
9 trolley with a capacity of more than six passengers used for the
10 transportation of passengers for hire or for the transportation of
11 passengers to or from summer day camps or summer residence
12 camps or any bus as defined by the **[director]** chief administrator
13 used for the transportation of passengers, **[except vehicles used in**
14 **ride-sharing arrangements, taxicabs, motor vehicles with a capacity**
15 **of more than six passengers, which are owned and operated directly**
16 **by businesses engaged in the practice of mortuary science when**
17 **those vehicles are used exclusively for providing transportation**
18 **related to the provision of funeral services and which shall not be**
19 **used in that capacity at any time to pick up or discharge passengers**
20 **to any airline terminal, train station or other transportation center or**
21 **for any purpose not directly related to the provision of funeral**
22 **services]** or any bus used to transport children to and from school
23 pursuant to N.J.S.18A:39-1 et seq. or when being used by a private
24 school to transport children to and from school, unless specially
25 licensed so to do by the chief administrator or in the case of a
26 nonresident, licensed pursuant to the laws of **[his resident]** the
27 nonresident's state of residence with respect to the licensing of bus
28 drivers, except that this provision shall not apply to the operators of
29 vehicles used in ride-sharing arrangements, taxicabs, motor vehicles
30 with a capacity of more than six passengers, which are owned and
31 operated directly by businesses engaged in the practice of mortuary
32 science when those vehicles are used exclusively for providing
33 transportation related to the provision of funeral services and which
34 shall not be used in that capacity at any time to pick up or discharge
35 passengers to any airline terminal, train station, or other
36 transportation center, or for any purpose not directly related to the
37 provision of funeral services.

38 Such license shall not be granted by the chief administrator until
39 the applicant therefor is at least 18 years of age and has passed a
40 satisfactory examination in ascertainment of **[his]** the applicant's
41 driving ability and familiarity with the mechanism of said vehicle
42 and has presented evidence, satisfactory to the chief administrator
43 of **[his]** the applicant's previous experience (including proof that
44 **[he]** the applicant has had at least three years of driving
45 experience), good character, and physical fitness in the form of a

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 medical examination and accompanying medical certificate
2 completed by a medical examiner listed on the National Registry of
3 Certified Medical Examiners maintained by the Federal Motor
4 Carrier Safety Administration. The accompanying medical
5 certificate shall contain the medical examiner's National Registry of
6 Certified Medical Examiners number. Said license shall be
7 effective until suspended or revoked by the **【director】** chief
8 administrator; provided, the special licensee is also the holder of a
9 license as provided for in R.S.39:3-10.

10 Every holder of a special license issued pursuant to this section
11 shall furnish to the chief administrator satisfactory evidence of
12 continuing physical fitness in the form of a medical examination
13 and accompanying medical certificate completed by a medical
14 examiner listed on the National Registry of Certified Medical
15 Examiners maintained by the Federal Motor Carrier Safety
16 Administration, good character, and experience at the time of
17 application renewal or such other time as the chief administrator
18 may require, and in such form as the chief administrator may
19 require, except that every holder of a special license issued pursuant
20 to this section for the transporting of children to and from schools,
21 pursuant to N.J.S.18A:39-1 et seq., who is 70 years of age or older
22 shall annually furnish to the chief administrator satisfactory
23 evidence of continuing physical fitness in the form of a medical
24 examination and accompanying medical certificate completed by a
25 medical examiner listed on the National Registry of Certified
26 Medical Examiners maintained by the Federal Motor Carrier Safety
27 Administration and every holder of a special license issued pursuant
28 to this section for the transporting of children to and from schools,
29 pursuant to N.J.S.18A:39-1 et seq., who is 75 years of age or older
30 shall furnish to the chief administrator satisfactory evidence of
31 continuing physical fitness in the form of a medical examination
32 and accompanying medical certificate completed by a medical
33 examiner listed on the National Registry of Certified Medical
34 Examiners maintained by the Federal Motor Carrier Safety
35 Administration every six months. The accompanying medical
36 certificate shall contain the medical examiner's National Registry of
37 Certified Medical Examiners number. In addition, any person
38 applying for a special license and any person who is the holder of a
39 special license pursuant to this section for the transporting of
40 children to and from schools, pursuant to N.J.S.18A:39-1 et seq.,
41 shall comply with the provisions of section 2 of P.L.1975, c.284
42 (C.39:3-10.1a) and section 6 of P.L.1989, c.104 (C.18A:39-19.1).

43 The chief administrator may suspend or revoke a license granted
44 under authority of this section for a violation of any of the
45 provisions of this subtitle, or on other reasonable grounds, or where,
46 in **【his】** the chief administrator's opinion, the licensee is either
47 physically or morally unfit to retain the same. Notwithstanding the
48 provisions of any law to the contrary, the chief administrator shall,

1 upon notice of disqualification from the Commissioner of Education
2 pursuant to section 6 of P.L.1989, c.104 (C.18A:39-19.1),
3 immediately revoke the special license granted under authority of
4 this section without the necessity of a further hearing.

5 The chief administrator may make such rules and regulations as
6 **[he]** the chief administrator may deem necessary to carry out the
7 provisions of this section.

8 (cf: P.L.2004, c.124, s.1)

9

10 2. Section 2 of P.L.1975, c.284 (C.39:3-10.1a) is amended to
11 read as follows:

12 2. a. All drivers of buses or other vehicles used by a board of
13 education or by a private or parochial school for the transportation
14 of pupils to and from school shall, in addition to any exam required
15 by law, submit to a medical exam for the presence of alcohol,
16 narcotics, or habit-producing drugs within the scope of the "New
17 Jersey Controlled Dangerous Substances Act," **[(P.L.1970, c.226,**
18 **C.24:21-1)]** P.L.1970, c.226 (C.24:21-1 et seq.).

19 b. All drivers of buses or other vehicles used by a board of
20 education or by a private or parochial school for the transportation
21 of pupils to and from school shall, in addition to any exam required
22 by law, submit to a medical exam that includes cognitive, hearing,
23 and visual acuity tests that are in accordance with the provisions of
24 the "Motor Carrier Safety Improvement Act of 1999," 49 U.S.C.
25 s.113, any supplements or amendments thereto, and any federal
26 regulations promulgated thereunder.

27 (cf: P.L.1975, c.284, s.2)

28

29 3. This act shall take effect immediately.

30

31

32

STATEMENT

33

34 This bill requires the holder of a passenger endorsement or
35 school bus endorsement issued pursuant to N.J.S.A.39:3-10.1 or an
36 applicant for a passenger endorsement or school bus endorsement to
37 submit proof of physical fitness in the form of a medical
38 examination and accompanying medical certificate completed by a
39 medical examiner listed on the National Registry of Certified
40 Medical Examiners (NRCME) maintained by the Federal Motor
41 Carrier Safety Administration. The accompanying medical
42 certificate completed by the medical examiner is required to contain
43 the medical examiner's NRCME number.

44 The bill requires the holder of a school bus endorsement who is
45 70 years of age or older to submit proof of physical fitness in the
46 form of a medical examination and accompanying medical
47 certificate completed by a medical examiner listed on the NRCME
48 on an annual basis and requires the holder of a school bus

1 endorsement who is 75 years of age or older to submit proof of
2 physical fitness in the form of a medical examination and
3 accompanying medical certificate completed by a medical examiner
4 listed on the NRCME every six months.

5 The bill also requires that, in addition to any other exam required
6 by law, all drivers of buses or other vehicles used by a board of
7 education or by a private or parochial school for the transportation
8 of pupils to and from school submit to a medical exam that includes
9 cognitive, hearing, and visual acuity tests that are in accordance
10 with the provisions of the "Motor Carrier Safety Improvement Act
11 of 1999" and any federal regulations promulgated pursuant to that
12 federal law.

ASSEMBLY TRANSPORTATION AND INDEPENDENT
AUTHORITIES COMMITTEE

STATEMENT TO
ASSEMBLY, No. 4346

with committee amendments

STATE OF NEW JERSEY

DATED: SEPTEMBER 17, 2018

The Assembly Transportation and Independent Authorities Committee reports favorably and with committee amendments Assembly Bill No. 4346.

As amended and reported, this bill requires the holder of a passenger endorsement or school bus endorsement issued pursuant to N.J.S.A.39:3-10.1 or an applicant for a passenger endorsement or school bus endorsement to submit proof of physical fitness in the form of a medical examination and accompanying medical certificate completed by a medical examiner listed on the National Registry of Certified Medical Examiners (NRCME) maintained by the Federal Motor Carrier Safety Administration. The accompanying medical certificate completed by the medical examiner is required to contain the medical examiner's NRCME number.

The bill requires the holder of a school bus endorsement who is 70 years of age or older to submit proof of physical fitness in the form of a medical examination and accompanying medical certificate completed by a medical examiner listed on the NRCME on an annual basis and requires the holder of a school bus endorsement who is 75 years of age or older to submit proof of physical fitness in the form of a medical examination and accompanying medical certificate completed by a medical examiner listed on the NRCME every six months. The bill requires that the holder of a school bus endorsement submit the certificate to the holder's employer for review by the New Jersey Motor Vehicle Commission (MVC) at the MVC's biannual inspection.

The bill also requires that, in addition to any other exam required by law, all drivers of buses or other vehicles used by a board of education or by a private or parochial school for the transportation of pupils to and from school submit to a medical exam that includes hearing and visual acuity tests that are in accordance with the provisions of the "Motor Carrier Safety Improvement Act of 1999" and any federal regulations promulgated pursuant to that federal law.

COMMITTEE AMENDMENTS

The committee amendments provide that a holder of a school bus endorsement who is required to submit a medical certificate annually or every six months, under the bill, is to submit the certificate to the driver's employer for review by the MVC at the MVC's biannual inspection instead of submitting the certificate directly to the MVC. The committee amendments also require that a driver of a bus or other vehicle used for school transportation is to submit to a medical exam that only includes hearing and visual acuity tests and remove the requirement that the medical exam include a cognitive test.

STATEMENT TO
[First Reprint]
ASSEMBLY, No. 4346

with Assembly Floor Amendments
(Proposed by Assemblyman TULLY)

ADOPTED: SEPTEMBER 27, 2018

These Assembly floor amendments require that medical examinations required to be completed annually by school bus drivers 70 years of age and older and every six months by school bus drivers 75 years of age and older under the bill may be completed by a licensed medical doctor or licensed osteopathic physician and not by a medical examiner listed on the National Registry of Certified Medical Examiners maintained by the Federal Motor Carrier Safety Administration. However, the amendments clarify that the medical examinations required annually of school bus drivers 70 years of age and older and every six months for school bus drivers 75 years of age and older are to be in addition to those medical examinations required of all holders of passenger and school bus endorsements at the time of initial application and renew of the endorsements. The amendments also change the synopsis of the bill to provide that a school bus driver's medical certificate is to be submitted to the school bus driver's employer and not the New Jersey Motor Vehicle Commission.



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Newark, N.J.

Governor Murphy Signs School Bus Safety Legislation

12/17/2018

TRENTON - Governor Phil Murphy today signed a package of school bus safety bills into law. This series of bills raises safety standards for school buses and school bus operators in the State of New Jersey.

“After the tragic school bus accident in Paramus earlier this year, it became clearer than ever that we must act to protect our children and educators through common sense school bus safety reforms,” **said Governor Murphy**. “Thanks to our actions in partnership with the Legislature, parents will be able to send their children to school knowing that school buses and school bus drivers are being held to extremely high standards designed to ensure the safety of students.”

The legislation signed by Governor Murphy today enshrines in law the following requirements:

- **A4339 (Swain, Tully, Benson, Jones/Diegnan, Lagana)** requires school bus operations in the State to comply with federal regulations concerning safety, noise emissions, insurance, and drug testing, among other areas.
- **A4345 (Tully, Swain, Benson, Jones/Diegnan, Holzapfel)** requires all permanent and substitute school bus drivers and aides to undergo safety education programs twice every year.
- **S2848 (Diegnan, Lagana/Tully, Swain, Benson, Jones)** requires holders of a bus driver license to submit a medical report by a certified medical examiner. It also requires bus drivers over age 70 to submit proof of physical fitness every year, and those over age 75 to submit this proof every six months.
- **S2850 (Lagana, Diegnan/Swain, Jones, Tully, Benson)** requires that when the Department of Education notifies a board of education or a school bus contractor that a school bus driver has had their bus driver license suspended or revoked, the board of education or school bus contractor must verify to DOE that the driver in question no longer operates a bus for them.

“The May accident involving a Paramus school bus that tragically killed an East Brook Middle School student and a teacher, in addition to leaving many others injured, was a nightmare scenario,” **said Senator Lagana**. “As parents, we should not have to worry about the safety of our children when they are on a school bus. This horrific accident prompted me to call for legislative hearings which raised questions about how we can make school buses safer, write tougher regulations relating to bus drivers and bus operators and how we monitor our children once they board a bus. This package of bills addresses these concerns and should ensure that no parent or child will have to go through what too many have endured these past few months.”

“This will help ensure that the school bus accidents like the ones we have seen over the past few months never happen again,” **said Senator Diegnan**. “The package of bills focuses on school bus operations and drivers to be

required to comply with both state and federal regulations. We want school bus drivers to be knowledgeable of how to handle a bus and know what the procedures are in the event an accident occurs. These new changes will go a long way in making sure we improve school bus safety for our children.”

"After witnessing so many tragic accidents in recent years, it’s imperative that we advance meaningful improvements to school bus safety, including better training for drivers and aides," **said Senator James Holzapfel.** "Every parent deserves to know that their child is safe when they get on a school bus. That's exactly the intent of this comprehensive package of bills signed by the governor today."

“This terrible tragedy for our community occurred a week before Assemblyman Tully and I were sworn in, and we have made school bus safety our top priority because no parent should ever fear for their child when dropping them off at school,” **said Assemblywoman Lisa Swain.** “These bills addressed major concerns discussed since May and should help parents and students feel safer about riding the school bus. I want to thank Governor Murphy for being one of our strongest allies on this issue and ensuring student safety is front and center.”

“Seeing firsthand the way this tragedy affected the Paramus community, Assemblywoman Swain and I made it our priority to push through the necessary reforms as quickly as possible,” **said Assemblyman Chris Tully.** “These crucial pieces of legislation ensure that drivers and aides have proper annual safety training, regular medical screenings to ensure physical fitness, and that unsafe bus drivers are immediately taken off the road to protect our children. I am thankful to my colleagues in the legislature and to Governor Murphy for joining us in taking critical action to protect our students.”

“Having these safeguards in place will protect our students riding on school buses,” **said Assemblyman Dan Benson.** “Safety is and must always be a priority when transporting our students to and from school. Each of these bills aims to strengthen transportation policy and state law to ensure safety is remains paramount in school districts across the state.”

“Families deserve our full attention to the questions raised after the Paramus incident,” **said Assemblywoman Patricia Egan Jones.** “Aligning state law with federal law and requiring certain medical screenings for drivers are two important steps toward ensuring stronger protections for student passengers.”

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STATE OF NEW JERSEY GOVERNOR PHIL MURPHY

THIS WEEK IN NEW JERSEY: DECEMBER 21, 2018



NJ TRANSIT MARKS 100 PERCENT COMPLETION OF PTC MILESTONE AND GOVERNOR MURPHY SIGNS LEGISLATION REFORMING NJ TRANSIT

NJ TRANSIT marked 100-percent completion of the Federal Railroad Administration's 2018 year-end milestone for Positive Train Control. Criteria for this requirement included installation of equipment on locomotives and cab control cars, installation of 326 miles of wayside equipment

including radios, transponders and poles, as well as initiating PTC testing and employee training. The achievement means NJ TRANSIT can apply for an alternative schedule to have PTC fully operational by the end of 2020.

Governor Murphy also signed legislation to comprehensively reform NJ TRANSIT's governance and management to improve service and reliability for New Jersey commuters. The bill includes reforms to NJ TRANSIT's board of directors to make it more responsive to commuters; expands oversight over NJ TRANSIT, both by the public and the Legislature; institutes regular disclosure of accident and safety performance reports; strengthens whistleblower protections; and creates Customer Advocate and Chief Ethics Officer positions within the agency.

"Rebuilding NJ TRANSIT for the one million New Jersey residents who ride the trains and buses every day has been a priority since I began my campaign for Governor," said Governor Murphy. "Thanks to our actions in partnership with our colleagues in the Legislature, NJ TRANSIT will now be able to direct its efforts more efficiently and effectively to improve safety, reliability, and services for commuters. I am proud to sign a bill into law that is committed to putting NJ TRANSIT on a positive track moving forward."

READ MORE: [Governor Murphy Signs Legislation Reforming NJ TRANSIT](#)



MURPHY ADMINISTRATION PROPOSES RULES FOR STATE'S RE-ENTRY INTO REGIONAL GREENHOUSE GAS INITIATIVE

Fulfilling his pledge to restore New Jersey to a national leadership role in the fight against climate change and sea-level rise, Governor Murphy today announced that the Department of Environmental Protection has formally proposed two rules that will steer New Jersey's re-entry into the Regional Greenhouse Gas Initiative.

"Climate change and sea-level rise affect every one of us," Governor Murphy said. "From Superstorm Sandy

to the powerful nor'easters and devastating flooding this year, it is imperative that New Jersey reclaim its leadership role in fighting back. Pulling out of the Regional Greenhouse Gas Initiative in 2012 was not only an abdication of leadership, but it also cost us millions of dollars that could have been used to increase energy efficiency and improve air quality in our communities. This action is an important first

step toward restoring our place as a leader in the green economy and keeping us on a path to 100 percent clean energy by 2050 for the benefit of all New Jerseyans.”

READ MORE: [New Jersey Proposes Rules to Re-enter RGGI](#)

GOVERNOR MURPHY SIGNS SCHOOL BUS SAFETY LEGISLATION

Governor Murphy signed a package of school bus safety bills into law. This series of bills raises safety standards for school buses and school bus operators in the State of New Jersey.

“After the tragic school bus accident in Paramus earlier this year, it became clearer than ever that we must act to protect our children and educators through common sense school bus safety reforms,” said Governor Murphy. “Thanks to our actions in partnership with the Legislature, parents will be able to send their children to school knowing that school buses and school bus drivers are being held to extremely high standards designed to ensure the safety of students.”

READ MORE: [Governor Murphy Signs School Bus Safety Legislation](#)



ATTORNEY GENERAL, DEP COMMISSIONER FILE LAWSUIT CHALLENGING FEDERAL GOVERNMENT'S EFFORTS TO ALLOW OFFSHORE DRILLING IN NJ

In an effort to prevent the federal government from allowing harmful drilling off the New Jersey coast, Attorney General Gurbir S. Grewal and Department of Environmental Protection Commissioner Catherine R. McCabe joined a multistate lawsuit to reverse federal approval of seismic testing along the eastern seaboard.

“New Jersey officials have consistently told Washington that we don’t want offshore drilling off our coast,” said Attorney General Grewal. “But the Federal Government is putting the fossil fuel industry above New Jersey residents, above our environment, and above the law. The Federal Government’s decision is flat out wrong, and offshore

drilling will harm our pristine coast and the residents and industries that rely on it. Now, it is also clear the Administration is willing to harm over 300,000 marine mammals, even endangered species, in pursuit of its fossil fuel agenda. In New Jersey, we're committed to fighting offshore drilling every step of the way, and I'm proud to file this lawsuit."

"New Jersey has a responsibility to protect our natural environment, including the hundreds of thousands of marine animals that depend on our coastline as their home," said DEP Commissioner McCabe. "I am proud to join Attorney General Grewal in this suit to fight back against the Trump Administration's efforts to exploit and harm our precious natural resources, and New Jersey's valuable tourism and fishing economy for the gain of the fossil fuel industry."


READ MORE: [AG Grewal, DEP Commissioner McCabe File Lawsuit Against Federal Government](#)

GOVERNORS LEAD BIPARTISAN EFFORT TO OPPOSE SEISMIC TESTING AND OFFSHORE DRILLING

Following the announcement that the Trump Administration authorized airgun use in waters off the East Coast, Governor Phil Murphy and a group of bipartisan governors from nine other states along the Atlantic coastline issued a letter yesterday urging Commerce Secretary Wilbur Ross and Interior Secretary Ryan Zinke to halt harmful seismic testing and offshore drilling in the Atlantic Ocean.

"As the governors of states on the Atlantic seaboard, we write to reiterate our strong opposition to seismic airgun surveys and oil and gas drilling off our coasts," the governors wrote. "These activities pose an unacceptable and unnecessary threat to our coastal ecosystems and coastal economies."

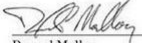
READ MORE: [Bipartisan Governors Come Together to Oppose Seismic Testing and Offshore Drilling](#)




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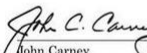
Andrew Cuomo
Governor of New York



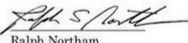
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