

# ASSEMBLY, No. 5116

## STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED MARCH 5, 2019

**Sponsored by:**

**Assemblyman NICHOLAS CHIARAVALLOTI**

**District 31 (Hudson)**

**Assemblywoman ANGELA V. MCKNIGHT**

**District 31 (Hudson)**

**SYNOPSIS**

Requires private bus operators that participate in NJT bus lease program, receive State funds, or are under contract with NJT to provide notice and hold public hearings for certain service changes.

**CURRENT VERSION OF TEXT**

As introduced.



1 AN ACT concerning requirements for certain private bus operators  
2 and supplementing Title 27 of the Revised Statutes.

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

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7 1. a. Each private entity that operates regular route motorbus  
8 service, as that term is defined in section 3 of P.L.1979, c.150  
9 (C.27:25-3), or portions or functions thereof, and that also  
10 participates in the New Jersey Transit Corporation's bus lease  
11 program, is a recipient of State funds, regardless of whether those  
12 funds are received through the corporation or through another  
13 instrumentality of the State, or operates such service pursuant to a  
14 contract with the corporation shall:

15 (1) provide at least six months written notice to the service's  
16 customers prior to the substantial curtailment, as that term is  
17 defined in section 8 of P.L.1979, c.150 (C.27:25-8), of such service;  
18 and

19 (2) hold at least one public hearing in the affected area, as close  
20 as possible to the highest trafficked stop on the route, prior to  
21 implementing the substantial curtailment of such service.

22 b. A private entity that is determined to be in violation of  
23 subsection a. of this section shall be subject to a civil penalty not to  
24 exceed \$10,000 for each violation, in addition to any penalties that  
25 may be available pursuant to law.

26 c. The New Jersey Transit Corporation shall adopt rules and  
27 regulations to implement the provisions of this section and shall  
28 take any action necessary to ensure that private entities are in  
29 compliance with the provisions of subsection a. of this section.

30 d. Nothing contained in this section shall be construed to limit  
31 the New Jersey Transit Corporation or any other instrumentality of  
32 the State from conditioning participation in any program, receipt of  
33 funds, or entry into a contractual agreement on notice and public  
34 hearing requirements that are more onerous than the requirements  
35 provided in this section.

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37 2. This act shall take effect immediately.

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#### STATEMENT

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42 This bill requires a private entity that operates regular route  
43 motorbus service, or portions or functions thereof, and that also  
44 participates in the New Jersey Transit Corporation's (NJ Transit)  
45 bus lease program, is a recipient of State funds, or operates the  
46 service pursuant to a contract with NJ Transit to: (1) provide at least  
47 six months written notice to its customers prior to substantial  
48 curtailment of the service; and (2) hold at least one public hearing

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1 in the affected area, as close as possible to the highest trafficked  
2 stop on the route, prior to implementing the substantial curtailment.

3 A private entity that is found to be in violation of the bill is  
4 subject to a civil penalty not to exceed \$10,000 for each violation,  
5 which is to be in addition to any penalties that may be available  
6 pursuant to law.

7 The bill requires NJ Transit to adopt rules and regulations to  
8 implement the bill and requires NJ Transit to take any action  
9 necessary to ensure that private entities are in compliance with the  
10 bill's provisions.