

**ASSEMBLY, No. 1729**

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**STATE OF NEW JERSEY**

**219th LEGISLATURE**

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PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

**Sponsored by:**

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**District 31 (Hudson)**

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**SYNOPSIS**

Requires certain providers of transportation services to develop and publish route schedules.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel.



1 **AN ACT** requiring certain providers of transportation services to  
 2 develop and publish route schedules, amending R.S.48:8-2,  
 3 supplementing Title 27 of the Revised Statutes and Title 32 of  
 4 the Revised Statutes, and amending and supplementing P.L.2013,  
 5 c.224.

6  
 7 **BE IT ENACTED** *by the Senate and General Assembly of the State*  
 8 *of New Jersey:*  
 9

10 1. R.S.48:8-2 is amended to read as follows:

11 48:8-2. a. The owner or **keeper** operator of every ferry shall  
 12 erect and maintain, where the ferry is kept, a post with a table of the  
 13 rates and route schedule fixed by the board, printed, written or  
 14 painted in large capitals, annexed thereto. The post and table shall  
 15 be set up so that the table shall be visible to passengers entering the  
 16 boat used for the ferry.

17 In addition to posting at the passenger entrance of the ferry, the  
 18 owner or operator shall publish the table of rates and the route  
 19 schedule on the website of the owner or operator.

20 b. In the event that the table of rates or route schedule,  
 21 developed pursuant to subsection a. of this section, is changed by  
 22 the owner or operator, the owner or operator shall update all  
 23 postings required pursuant to subsection a. of this section to reflect  
 24 the changes in the table of rates or route schedule within 30 days of  
 25 the changes taking effect.

26 c. For every day that the owner or **keeper** operator of any  
 27 ferry shall fail or refuse to maintain **a** post and table of rates in the  
 28 manner aforesaid, **he** the postings required pursuant to subsection  
 29 a. of this section, the owner or operator shall be liable to pay a  
 30 penalty of one dollar.

31 (cf: R.S.48:8-2)

32  
 33 2. (New section) a. In addition to the powers and duties set  
 34 forth under section 5 of P.L.1979, c.150 (C.27:25-5 et seq.), the  
 35 New Jersey Transit Corporation shall develop a route schedule for  
 36 each motorbus regular route service route, rail passenger service  
 37 route, and ferry passenger service route operated by the corporation.

38 b. The corporation shall publish the route schedule, developed  
 39 pursuant to subsection a. of this section, on the corporation's  
 40 website and at each transportation facility, station, stop, or stand  
 41 providing service to the motorbus regular route service route, rail  
 42 passenger service route, or ferry passenger service route.

43 c. In the event that the route schedule, developed pursuant to  
 44 subsection a. of this section, is changed by the corporation, the  
 45 corporation shall update its website to reflect the changes and post

**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 the new route schedule at each transportation facility, station, stop,  
2 or stand providing service to the motorbus regular route passenger  
3 service route, rail passenger service route, or ferry passenger  
4 service route, within 30 days of the changes to the route schedule  
5 taking effect.

6  
7 3. (New section) The Governor is authorized to enter into a  
8 supplemental compact or agreement, on behalf of the State of New  
9 Jersey, with the State of New York amending the compact of April  
10 30, 1921, between the states of New York and New Jersey, as  
11 amended and supplemented, creating the Port Authority of New  
12 York and New Jersey as set forth in section 4 of P.L. , c. (C. )  
13 (pending before the legislature as this bill).

14  
15 4. (New section) a. The Port Authority of New York and New  
16 Jersey shall develop a route schedule for each commuter railroad  
17 route operated by the port authority or by any subsidiary company  
18 owned by the port authority.

19 b. The port authority shall publish the route schedule, developed  
20 pursuant to subsection a. of this section, on the port authority's  
21 website and at each transportation facility, station, stop, or stand  
22 providing service to the commuter railroad route operated by the  
23 port authority or by any subsidiary company of the port authority.

24 c. In the event that the route schedule, developed pursuant to  
25 subsection a. of this section, is changed by the port authority, the  
26 port authority shall update its website to reflect the changes and  
27 post the new route schedule at each transportation facility, station,  
28 stop, or stand providing service to the commuter railroad route,  
29 within 30 days of the changes to the route schedule taking effect.

30  
31 5. (New section) The Governor is authorized to apply, on behalf  
32 of the State of New Jersey, to the Congress of the United States for  
33 its consent and approval to the amendments to this compact or  
34 agreement provided in section 4 of P.L. , c. (C. ) (pending  
35 before the Legislature as this bill), but in the absence of consent and  
36 approval, the Port Authority of New York and New Jersey referred  
37 to in the supplemental compact or agreement shall have all of the  
38 powers which the State of New York and the State of New Jersey  
39 may confer upon it without the consent and approval of Congress.

40  
41 6. (New section) The Governor is authorized to enter into a  
42 supplemental compact or agreement, on behalf of the State of New  
43 Jersey, with the Commonwealth of Pennsylvania supplementing the  
44 compact or agreement between the Commonwealth of Pennsylvania  
45 and the State of New Jersey entitled "Agreement Between the  
46 Commonwealth of Pennsylvania and the State of New Jersey  
47 creating the Delaware River Joint Commission as a body corporate  
48 and politic and defining its powers and duties," as set forth in

1 section 7 of P.L. , c. (C. ) (pending before the Legislature as  
2 this bill).

3

4 7. (New section) a. The Delaware River Port Authority shall  
5 develop a route schedule for each Port Authority Transit  
6 Corporation (PATCO) route operated by the authority or by any  
7 subsidiary company owned by the authority.

8 b. The authority shall publish the route schedule, developed  
9 pursuant to subsection a. of this section, on the port authority's  
10 website and at each transportation facility, station, stop, or stand  
11 providing service to the PATCO route operated by the authority or  
12 by any subsidiary company of the authority.

13 c. In the event that the route schedule, developed pursuant to  
14 subsection a. of this section, is changed by the authority, the  
15 authority shall update its website to reflect the changes and post the  
16 new route schedule at each transportation facility, station, stop, or  
17 stand providing service to the PATCO route, within 30 days of the  
18 changes to the route schedule taking effect.

19

20 8. (New section) The Governor is authorized to apply, on behalf  
21 of the State of New Jersey, to the Congress of the United States for  
22 its consent and approval to the amendments to this compact or  
23 agreement provided in section 7 of P.L. , c. (C. ) (pending  
24 before the Legislature as this bill), but in the absence of consent and  
25 approval, the Delaware River Port Authority shall have all of the  
26 powers which the Commonwealth of Pennsylvania and the State of  
27 New Jersey may confer upon it without the consent and approval of  
28 Congress.

29

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

32 4. For the purposes of sections 3 through 9 of P.L.2013, c.224  
33 (C.56:16-1 et seq.) and section 10 of P.L. , c. (C. ) (pending  
34 before the Legislature as this bill):

35 "Autobus" means a privately-owned autobus operated over the  
36 public highways in this State for the transportation of not more than  
37 40 passengers for hire in intrastate or interstate business except that  
38 "autobus" shall not include:

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

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

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

- 1 (4) a bus operated for the transportation of enrolled children and  
2 adults only when serving as chaperones to or from a school, school  
3 connected activity, day camp, summer day camp, nursery school,  
4 child care center, pre-school center, or other similar places of  
5 education, including "School Vehicle Type I" and "School Vehicle  
6 Type II" as defined in R.S.39:1-1;
- 7 (5) an autobus with a carrying capacity of not more than 13  
8 passengers operated under municipal consent upon a route  
9 established wholly within the limits of a single municipality or with  
10 a carrying capacity of not more than 20 passengers operated under  
11 municipal consent upon a route established wholly within the limits  
12 of not more than four contiguous municipalities within any county  
13 of the fifth or sixth class, which route in either case does not, in  
14 whole or in part, parallel upon the same street the line of any street  
15 railway or traction railway or any other autobus route;
- 16 (6) an autocab, limousine, or livery service as defined in  
17 R.S.48:16-13 or section 2 of P.L.1997, c.356 (C.48:16-13.1), unless  
18 that service becomes or is held out to be regular service between  
19 stated termini;
- 20 (7) a vehicle used in a "ridesharing" arrangement, as defined by  
21 the "New Jersey Ridesharing Act of 1981," P.L.1981, c.413  
22 (C.27:26-1 et al.);
- 23 (8) a motor bus owned by, or operated under a contract with, the  
24 New Jersey Transit Corporation;
- 25 (9) charter bus operations, as defined in R.S.48:4-1;
- 26 (10) a vehicle designed to transport eight or more, but fewer than  
27 16, persons, including the driver, which is used exclusively for the  
28 transportation of persons between an off-airport parking facility and  
29 an airport;
- 30 (11) a special paratransit vehicle, as defined in R.S.48:4-1 ; or
- 31 (12) a vehicle that is owned or leased by a "boarding or nursing  
32 home," as defined by section 2 of P.L.1977, c.238 (C.26:2H-37), by  
33 an "assisted living facility," as defined by section 1 of P.L.2009,  
34 c.61 (C.26:2H-12.56), by an adult day health care facility or  
35 pediatric day health care facility licensed pursuant to P.L.1971,  
36 c.136 (C.26:2H-1 et al.), or by any facility or other entity licensed  
37 or approved by the Department of Human Services or the  
38 Department of Health to render services to New Jersey residents,  
39 and which is used to transport eight or more, but fewer than 16  
40 persons, including the driver, to and from recreational and social  
41 activities, shopping, and other health care providers; provided that  
42 no charge is assessed each time a patient, resident, or client utilizes  
43 the transportation service.
- 44 "Bill of Rights for Customers of Certain Autobuses" means the  
45 consumer protections, obligations of the owners and operators of  
46 autobuses, and basic expectations and guarantees of health, safety,  
47 and welfare established pursuant to section 6 of P.L.2013, c.224  
48 (C.56:16-4).

1 "For hire" means for direct or indirect hire, any service for which  
2 the driver of the vehicle is compensated, or which is included in the  
3 duties of the person who renders services for compensation, but  
4 shall not include transportation services that are provided to patients  
5 or residents of a "boarding or nursing home," as defined by section  
6 2 of P.L.1977, c.238 (C.26:2H-37), an "assisted living facility," as  
7 defined by section 1 of P.L.2009, c.61 (C.26:2H-12.56), an adult  
8 day health care facility or pediatric day health care facility licensed  
9 pursuant to P.L.1971, c.136 (C.26:2H-1 et al.), or to patients,  
10 residents, or clients of any facility or other entity that is licensed or  
11 approved by the Department of Human Services or the Department  
12 of Health to render services to New Jersey residents, unless a  
13 charge is assessed each time a patient, resident, or client utilizes the  
14 transportation services.

15 "Operator" means a person who is in actual physical control of  
16 an autobus.

17 "Owner" means a person who holds the legal title of an autobus,  
18 or if an autobus is the subject of an agreement for the conditional  
19 sale or lease thereof with the right of purchase upon performance of  
20 the conditions stated in the agreement and with an immediate right  
21 of possession vested in the conditional vendee or lessee, or if a  
22 mortgagor of an autobus is entitled to possession, then the  
23 conditional vendee, lessee or mortgagor shall be considered the  
24 owner.

25 (cf: P.L.2015, c.31, s.1)  
26

27 10. (New section) a. The owner of an autobus shall develop a  
28 route schedule for each autobus providing fixed route service  
29 provided by the owner or operator.

30 b. The owner or operator shall publish the route schedule,  
31 developed pursuant to subsection a. of this section, on the website  
32 of the owner or operator and at each transportation facility, station,  
33 stop, or stand where the autobus provides fixed route service.

34 c. In the event that the route schedule, developed pursuant to  
35 subsection a. of this section, is changed by the owner or operator,  
36 the owner or operator shall update the owner or operator's website  
37 to reflect the changes and post the new route schedule at each  
38 transportation facility, station, stop, or stand where the autobus  
39 provides fixed route service, within 30 days of the changes to the  
40 route schedule taking effect.

41

42 11. a. Sections 1 through 2 and sections 9 through 10 of this act  
43 shall take effect on the first day of the sixth month following  
44 enactment.

45 b. Sections 3 through 5 of this act shall take effect upon the  
46 enactment into law by the State of New York of legislation having  
47 an identical effect as sections 3 through 5 of this act; but if the State

1 of New York shall already have enacted such legislation, sections 3  
2 through 5 of this act shall take effect immediately.

3 c. Sections 6 through 8 of this act shall take effect upon the  
4 enactment into law by the Commonwealth of Pennsylvania of  
5 legislation having an identical effect as sections 6 through 8 of this  
6 act; but if the Commonwealth of Pennsylvania shall already have  
7 enacted such legislation, sections 6 through 8 of this act shall take  
8 effect immediately.

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10

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# STATEMENT

12

13 This bill requires an owner or operator of certain autobuses to  
14 develop a route schedule for each autobus providing fixed route  
15 service and to publish the route schedule on the website of the  
16 owner or operator and at each transportation facility, station, stop,  
17 or stand where the autobus provides fixed route service. The term  
18 “autobus” applies to, with certain limited exceptions, a privately-  
19 owned autobus operated in intrastate or interstate business over the  
20 public highways in this State for the transportation of not more than  
21 40 passengers for hire.

22 The owner or operator of a ferry service is required to post a  
23 route schedule, along with the table of rates, that is visible to  
24 passengers entering the boat and on the website of the owner or  
25 operator of the ferry.

26 The bill also requires the New Jersey Transit Corporation  
27 (NJ Transit), the Port Authority of New York and New Jersey  
28 (PANYNJ), and the Delaware River Port Authority (DRPA) to  
29 develop and publish route schedules for each motorbus regular  
30 route service route, rail passenger service route, ferry passenger  
31 service route, commuter railroad route, or Port Authority Transit  
32 Corporation (PATCO) route operated by the respective agency at  
33 each transportation facility, station, stop, or stand providing service  
34 to the route and on the agency’s website.

35 This bill requires an owner or operator of certain autobuses,  
36 NJ Transit, the PANYNJ, and the DRPA to update their respective  
37 websites with any changes to a route schedule and to post the  
38 changes in the same manner as the original route schedules were  
39 posted, within 30 days of the changes taking effect.