

**ASSEMBLY, No. 4341**

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**STATE OF NEW JERSEY**

**218th LEGISLATURE**

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INTRODUCED AUGUST 27, 2018

**Sponsored by:**

**Assemblyman DANIEL R. BENSON**

**District 14 (Mercer and Middlesex)**

**Assemblywoman LISA SWAIN**

**District 38 (Bergen and Passaic)**

**Assemblyman P. CHRISTOPHER TULLY**

**District 38 (Bergen and Passaic)**

**Assemblywoman PATRICIA EGAN JONES**

**District 5 (Camden and Gloucester)**

**Co-Sponsored by:**

**Assemblywoman Reynolds-Jackson**

**SYNOPSIS**

Requires school bus drivers to retake certain knowledge test upon license renewal.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 10/19/2018)**

1 AN ACT concerning retesting for school bus drivers and amending  
2 P.L.1990, c.103.

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.1990, c.103 (C.39:3-10.12) is amended to  
8 read as follows:

9 4. a. Notwithstanding any other provision of law to the  
10 contrary, the chief administrator shall adopt and administer a  
11 classified licensing system and a program for testing and ensuring  
12 the fitness of persons to operate commercial motor vehicles in  
13 accordance with the minimum federal standards established under  
14 the federal "Commercial Motor Vehicle Safety Act of 1986,"  
15 Pub. L. 99-570 (49 U.S.C. s. 2701 et seq.) and the regulations  
16 promulgated pursuant to that law. The chief administrator shall not  
17 issue a commercial driver license to a person unless that person  
18 passes a knowledge and skills test for the operation of a commercial  
19 motor vehicle which complies with the federal standards. The chief  
20 administrator may issue commercial driver examination or learner's  
21 permits, subject to such conditions and restrictions as deemed  
22 necessary, to carry out the provisions of **[this act]** P.L.1990, c.103  
23 (C.39:3-10.9 et seq.).

24 b. A knowledge and skills test shall not be required by the chief  
25 administrator for the renewal of a commercial driver license issued  
26 pursuant to the provisions of **[this act]** P.L.1990, c.103 (C.39:3-  
27 10.9 et seq.). However, a knowledge and skills test may be required  
28 for (1) the renewal of an endorsement permitting the operation of  
29 vehicles required to be placarded for hazardous materials, (2) **[for]**  
30 the renewal or reissuance of a commercial driver license if the  
31 license was suspended or revoked under section 12 of **[this act]**  
32 P.L.1990, c.103 (C.39:3-10.20) during the last license period  
33 preceding the renewal or reissuance, or (3) **[for]** the renewal or  
34 reissuance of a license which had not been renewed for a period of  
35 three or more years. A knowledge test shall be required to maintain  
36 a school bus endorsement as provided pursuant to this subsection.

37 A person with a school bus endorsement shall pass a school bus  
38 endorsement knowledge test at the time of renewal of the person's  
39 commercial driver license in order to maintain the school bus  
40 endorsement.

41 c. Upon the request of an applicant for a commercial driver  
42 license, the chief administrator shall administer to the applicant oral  
43 knowledge tests for the commercial driver license and any  
44 endorsements if the applicant supplies sufficient proof or otherwise  
45 demonstrates to the satisfaction of the chief administrator **[his]** the

**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 applicant's inability to comprehend a written test. The chief  
2 administrator shall provide an English and Spanish version of the  
3 knowledge tests for a commercial driver license and for any  
4 endorsements and shall be authorized to provide versions in such  
5 other languages as **he**, in his discretion, **the chief administrator**  
6 may deem appropriate.

7 d. A person who satisfactorily completes the knowledge tests  
8 required by **this act** P.L.1990, c.103 (C.39:3-10.9 et seq.) for a  
9 commercial driver license and any endorsement shall not be  
10 required under R.S.39:3-10, R.S.39:3-10.1, or any other section in  
11 Title 39 of the Revised Statutes to take any other knowledge test for  
12 the operation of a commercial motor vehicle.

13 e. (Deleted by amendment, P.L.2005, c.147)**[.]**

14 f. For the purposes of an application for a commercial driver  
15 license by a person who has never held a license issued under the  
16 provisions of **this act** P.L.1990, c.103 (C.39:3-10.9 et seq.), a  
17 person who satisfactorily completes the knowledge test for the  
18 commercial driver license but not the test for an endorsement, or a  
19 person who satisfactorily completes the knowledge test for an  
20 endorsement but not the test for the commercial driver license, shall  
21 not be required to retake that test which was satisfactorily  
22 completed.

23 g. No provision in **this act** P.L.1990, c.103 (C.39:3-10.9 et  
24 seq.), or in any manual, test, or administrative procedure developed  
25 to implement the provisions of **this act** P.L.1990, c.103 (C.39:3-  
26 10.9 et seq.), shall be deemed to expand the requirements for  
27 commercial motor vehicle operators concerning pre-trip inspection,  
28 after-trip inspection, and inspection during a trip as such  
29 requirements are set forth in federal law or regulation. This  
30 subsection, however, shall not be deemed to limit the authority of  
31 the chief administrator, or the authority of any State department or  
32 agency, to promulgate, pursuant to other provisions of State law,  
33 standards and procedures on vehicle inspections which are  
34 consistent with federal law and regulation.

35 h. Classified licensing of drivers of school buses shall be by  
36 endorsement on the commercial driver licenses issued pursuant to  
37 P.L.1990, c.103 (C.39:3-10.9 et seq.).

38 (cf: P.L.2005, c.147, s.3)

39  
40 2. This act shall take effect immediately.

#### 41 42 43 STATEMENT

44  
45 This bill requires school bus drivers to retake the school bus  
46 endorsement knowledge test each time the school bus driver applies  
47 to renew the driver's commercial driver's license in order to  
48 maintain the driver's school bus endorsement.