

ASSEMBLY TRANSPORTATION AND INDEPENDENT
AUTHORITIES COMMITTEE

STATEMENT TO

ASSEMBLY COMMITTEE SUBSTITUTE FOR
ASSEMBLY, No. 5321

STATE OF NEW JERSEY

DATED: MAY 16, 2019

The Assembly Transportation and Independent Authorities Committee reports favorably Assembly Committee Substitute for Assembly Bill No. 5321.

As substituted and reported by the committee, this substitute requires identifying markers issued by a transportation network company (company) to each transportation network company driver (driver) to be reflective, capable of being illuminated, or both. The substitute requires a driver to display the identifying markers on the front windshield and rear window of the driver's personal vehicle while the driver is logged on to the company's digital network as a driver or is providing a prearranged ride. The substitute requires that if the identifying markers are capable of being illuminated, the driver is to have the identifying markers illuminated and visible from outside of the vehicle while the driver is logged on to the company's digital network as a driver during times of darkness, or is providing a prearranged ride during times of darkness.

The substitute requires a company or third party designated by the company to create and the company to provide to every driver two copies of a two-dimensional barcode or other machine-readable code or image that is unique to that driver and to that driver's personal vehicle and which may be scanned by a transportation network company rider (rider) to confirm the identity of the driver of a prearranged ride and the personal vehicle that is to be used to provide the prearranged ride. A driver is required to display the barcodes or other machine-readable codes or images on the driver and passenger side rear windows of the driver's personal vehicle at all times while the driver is logged on to the company's digital network as a driver or is providing a prearranged ride.

The substitute requires the New Jersey Motor Vehicle Commission (MVC) to create a uniform credential placard to be issued by a company to each driver. The credential placard, which may be removable, is required to include: (1) the first name of the driver; (2) a high resolution, color picture of the driver; and (3) the license plate number of each personal vehicle associated with the driver and the state that issued the license plate.

The substitute requires a company or third party designated by the company to produce and the company to provide two credential placards to every driver that utilizes its digital network. The substitute requires a driver to display the credential placards on the driver and passenger side rear windows of the driver's personal vehicle at all times while the driver is logged on to the company's digital network as a driver or is providing a prearranged ride.

The substitute requires a driver to return the identifying markers, credential placards, and barcodes or other machine-readable codes or images to the company within 30 days of the date that the driver notifies the company that the driver is terminating status as a driver and will not provide prearranged rides using the company's digital network. Under the substitute, a company is required to notify a driver of the requirement to return these items and the time frame in which to do so within 15 days after the date that the driver notifies the company that the driver is terminating status as a driver and will not provide prearranged rides using the company's digital network.

A driver is subject to a penalty of \$250 if the driver fails to display the identifying markers, credential placards, or, barcodes or other machine-readable codes or images, or if the driver does not illuminate the identifying markers during times of darkness if they are capable of being illuminated. A company is to prohibit, after notice and an opportunity to respond, a driver from utilizing the company's digital network as a driver or from providing a prearranged ride if the company determines that on three or more separate days a driver has failed to display the identifying markers, credential placards, or barcodes or other machine readable codes or images when required to do so.

The MVC is required to suspend or revoke a company's permit to operate in the State if the company does not issue identifying markers credential placards, or barcodes or other machine-readable codes or images, or if the company fails to prohibit a driver from utilizing the company's digital network as a driver or providing a prearranged ride when the company determines that on three or more separate days the driver failed to display these items.