

[First Reprint]
SENATE, No. 2064

STATE OF NEW JERSEY

INTRODUCED MAY 15, 1997

By Senators CIESLA and KYRILLOS

1 AN ACT concerning expenditures from the revenues and other funds
2 of the New Jersey Transportation Trust Fund Authority.

3

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

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7 1. ¹a.¹ From funds authorized by the Legislature to be appropriated
8 from the revenues and other funds of the New Jersey Transportation
9 Trust Fund Authority for the Fiscal Year ¹[1997] ¹1998¹ transportation
10 capital construction program, the Commissioner of Transportation
11 shall allocate and transfer ¹[\$15,000,000] ¹\$5,000,000¹ from a part or
12 all of any item or items to a new item for the rehabilitation of certain
13 State-owned buses, ¹[, manufactured by Motor Coach Industries,]¹
14 which have been allocated for private carrier ¹regular route¹ service
15 use and which buses have been in operation for at least ¹[12] ¹10¹
16 years.

17 ¹b. The commissioner shall include in the list of proposed projects
18 for Fiscal Year 1999 and Fiscal Year 2000 required to be submitted to
19 the Legislature pursuant to section 22 of P.L.1984, c.73 (C.27:1B-22)
20 a request for funding in the amount of \$5,000,000 in each of those
21 fiscal years for the rehabilitation of certain State-owned buses eligible
22 to receive rehabilitation monies pursuant to subsection a. of this
23 section.¹

24

25 2. a. The rehabilitation of buses ¹[required] ¹authorized¹ by section
26 1 of this act shall include, but not be limited to, engine and
27 transmission replacement; passenger and driver seat replacement ¹or
28 reupholstery¹; either replacement or rehabilitation of existing air
29 conditioning systems and components, or both, which are consistent
30 with all rules and regulations issued by the United States
31 Environmental Protection Agency and the New Jersey Department of

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate SBA committee amendments adopted December 15, 1997.

1 Environmental Protection; rehabilitation of heating components,
2 radiator and cooling systems, and related items; ¹replacement or
3 rehabilitation of emission control systems;¹ and either the structural
4 repair or replacement of bus subsection units, or both, as necessary.

5 b. ¹[The rehabilitation of buses required by this act shall be
6 completed within 12 months of the effective date of this act.

7 c. The Commissioner of Transportation shall allocate funds in an
8 equitable manner to all private carriers affected by this act to insure
9 the effectuation of the purpose of this act.] The New Jersey Transit
10 Corporation shall oversee the rehabilitation of buses authorized by
11 section 1 of this act. The State-owned vehicles allocated to private
12 carriers eligible for rehabilitation funds appropriated pursuant to this
13 act are MCI 9A coaches, MCI 9B coaches and Flxible NY Rehab
14 coaches. Each of the private carriers assigned these coaches shall
15 apply to New Jersey Transit for approval of rehabilitation items listed
16 in subsection a. of this section for each coach. New Jersey Transit and
17 the private carrier shall conduct a joint inspection of each coach to be
18 rehabilitated to determine what repairs are necessary and eligible for
19 funding pursuant to this act. Factors to be considered in determining
20 eligible repairs shall include: the length of time the vehicle will remain
21 in service; compliance with all State and federal safety regulations; and
22 the comfort and convenience of riders.

23 Upon approval of a rehabilitation plan for each bus, New Jersey
24 Transit shall authorize the performance of the work. The work may
25 be performed by the private carrier, by New Jersey Transit, or by a
26 vendor. New Jersey Transit and the private carrier shall jointly
27 determine who shall perform the work on the basis of cost and the
28 demonstrated capabilities of the vendor or the carrier who has been
29 proposed to make the repairs. All repairs shall be reviewed and
30 approved by New Jersey Transit. New Jersey Transit shall promptly
31 reimburse all carriers or vendors for work performed. Work and
32 funding priority among private carriers shall be made on an equitable
33 basis, taking into account each carrier's percentage of eligible
34 equipment and age of buses as determined by the corporation.¹

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36 ¹3. The New Jersey Transit Corporation shall perform an audit, or
37 cause an audit to be performed, of the rehabilitation expenditures
38 authorized by this act. A copy of the audit report shall be transmitted
39 to the Commissioner of Transportation, the President of the Senate,
40 the Speaker of the General Assembly, the Chairman of the Senate
41 Transportation Committee and the Chairman of the Assembly
42 Transportation and Communications Committee. The expenses of the
43 audit shall be defrayed from the \$5,000,000 transferred pursuant to
44 section 1 of this act.¹

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46 ¹[3.] 4.¹ This act shall take effect immediately.

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3 Directs DOT commissioner to allocate \$15 million in Transportation

4 Trust Fund monies to rehabilitate certain State-owned but privately

5 operated buses.