

SENATE, No. 1654

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED FEBRUARY 13, 2020

Sponsored by:

Senator LINDA R. GREENSTEIN

District 14 (Mercer and Middlesex)

Senator NELLIE POU

District 35 (Bergen and Passaic)

Assemblyman ROY FREIMAN

District 16 (Hunterdon, Mercer, Middlesex and Somerset)

Assemblyman DANIEL R. BENSON

District 14 (Mercer and Middlesex)

Assemblywoman BRITNEE N. TIMBERLAKE

District 34 (Essex and Passaic)

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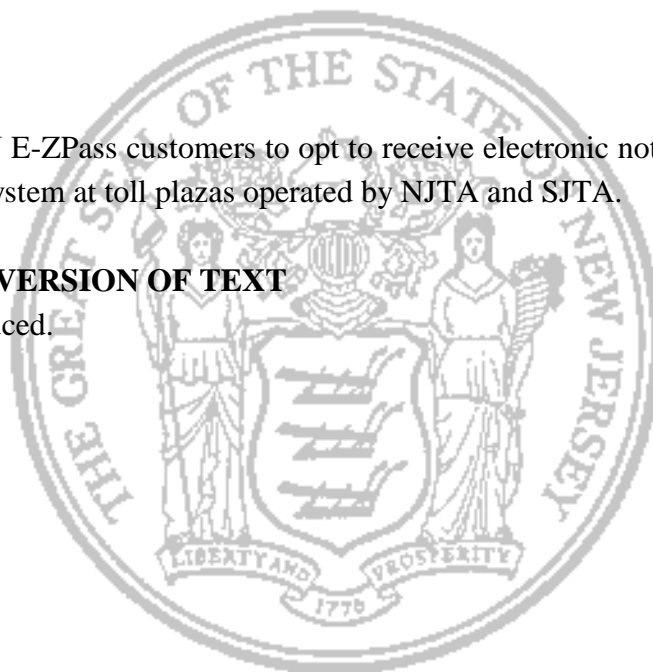
Assemblyman McKeon, Assemblywomen Mosquera, Jasey, Assemblymen McGuckin, Catalano, Conaway, Assemblywomen Jimenez, Vainieri Huttie, Assemblyman Tully, Assemblywoman Swain and Assemblyman Calabrese

SYNOPSIS

Allows NJ E-ZPass customers to opt to receive electronic notification of use of E-ZPass system at toll plazas operated by NJTA and SJTA.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 5/20/2021)

1 AN ACT concerning notifications provided through certain
2 electronic toll collection lanes and amending and supplementing
3 P.L.1997, c.59.

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

7
8 1. Section 6 of P.L.1997, c.59 (C.27:23-34.1) is amended to
9 read as follows:

10 6. As used in sections 6 through 10 of P.L.1997, c.59 (C.27:23-
11 34.1 through C.27:23-34.5) and section 3 of P.L. , c. (C.)
12 (pending before the Legislature as this bill):

13 "Authority" means the New Jersey Turnpike Authority
14 established by section 3 of P.L.1948, c.454 (C.27:23-3).

15 "Electronic toll collection system" means the electronic system
16 employed or utilized by the authority to register and collect the toll
17 required to be paid for a vehicle entering a toll plaza owned or
18 operated by, or on behalf of, the authority.

19 "Lessee" means any person, corporation, firm, partnership,
20 agency, association or organization that rents, leases or contracts for
21 the use of a vehicle and has exclusive use of the vehicle for any
22 period of time.

23 "Lessor" means any person, corporation, firm, partnership,
24 agency, association or organization engaged in the business of
25 renting or leasing vehicles to any lessee under a rental agreement,
26 lease or other contract that provides the lessee with the exclusive
27 use of the vehicle for any period of time.

28 "Operator" means the term "operator" as defined in R.S.39:1-1.

29 "Owner" means the term "owner" as defined in R.S.39:1-1.

30 "Toll collection monitoring system" means a vehicle sensor,
31 placed in a location to work in conjunction with a toll collection
32 facility, that produces one or more photographs, one or more
33 microphotographs, a videotape or other recorded images, or a
34 written record, of a vehicle at the time the vehicle is used or
35 operated in a violation of the toll collection monitoring system
36 regulations. The term shall also include any other process that
37 identifies a vehicle by photographic, electronic or other method.

38 "Toll collection monitoring system regulations" means the
39 regulations authorized and adopted pursuant to section 7 of
40 P.L.1997, c.59 (C.27:23-34.2) that prohibit a vehicle from making
41 use of any project except upon the payment of such tolls as may
42 from time to time be prescribed by the authority and that further
43 makes it a violation subject to a civil penalty for any person to
44 refuse to pay, to evade, or to attempt to evade the payment of such
45 tolls, if the violation is recorded by a toll collection monitoring

**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 system as defined in this section.

2 "Vehicle" means the term "vehicle" as defined in R.S.39:1-1.

3 (cf: P.L.2003, c.79, s.36)

4

5 2. Section 11 of P.L.1997, c.59 (C.27:25A-21.1) is amended to
6 read as follows:

7 11. As used in sections 11 through 15 of P.L.1997, c.59
8 (C.27:25A-21.1 through C.27:25A-21.5) and section 4 of P.L. ___,
9 c. (C. ___) (pending before the Legislature as this bill):

10 "Authority" means the South Jersey Transportation Authority
11 established by section 4 of P.L.1991, c.252 (C.27:25A-4).

12 "Electronic toll collection system" means the electronic system
13 employed or utilized by the authority to register and collect the toll
14 required to be paid for a vehicle entering a toll plaza owned or
15 operated by, or on behalf of, the authority.

16 "Lessee" means any person, corporation, firm, partnership,
17 agency, association or organization that rents, leases or contracts for
18 the use of a vehicle and has exclusive use of the vehicle for any
19 period of time.

20 "Lessor" means any person, corporation, firm, partnership,
21 agency, association or organization engaged in the business of
22 renting or leasing vehicles to any lessee under a rental agreement,
23 lease or other contract that provides the lessee with the exclusive
24 use of the vehicle for any period of time.

25 "Operator" means the term "operator" as defined in R.S.39:1-1.

26 "Owner" means the term "owner" as defined in R.S.39:1-1.

27 "Toll collection monitoring system" means a vehicle sensor,
28 placed in a location to work in conjunction with a toll collection
29 facility, that produces one or more photographs, one or more
30 microphotographs, a videotape or other recorded images, or a
31 written record, of a vehicle at the time the vehicle is used or
32 operated in a violation of the toll collection monitoring system
33 regulations. The term shall also include any other process that
34 identifies a vehicle by photographic, electronic or other method.

35 "Toll collection monitoring system regulations" means the
36 regulations authorized and adopted pursuant to section 12 of
37 P.L.1997, c.59 (C.27:25A-21.2) that prohibit a vehicle from making
38 use of any project except upon the payment of such tolls as may
39 from time to time be prescribed by the authority and that further
40 makes it a violation subject to a civil penalty for any person to
41 refuse to pay, to evade, or to attempt to evade the payment of such
42 tolls, if the violation is recorded by a toll collection monitoring
43 system as defined in this section.

44 "Vehicle" means the term "vehicle" as defined in R.S.39:1-1.

45 (cf: P.L.2003, c.79, s.46)

46

47 3. (New section) Notwithstanding any law, rule, or regulation
48 to the contrary, the New Jersey Turnpike Authority shall transmit

1 electronic notification pursuant to the provisions of this section to a
2 customer that passes through a toll plaza operated by the authority,
3 provided that the customer has an account for the electronic toll
4 collection system that is registered with the New Jersey E-ZPass
5 Customer Service Center or successor entity and voluntarily opts in for
6 such notification. The notification shall alert the customer that the
7 electronic toll collection system has registered the customer's
8 account and may be provided by electronic mail, a text message
9 sent directly to a customer's mobile device, or through a mobile
10 application. Notification shall be made within 24 hours of the
11 transaction posting to the customer's account, or as soon as practicable
12 if no valid account is recognized at the time of the transaction. A
13 customer may opt out of receiving the notification that is provided
14 pursuant to the provisions of this section at any time and may be
15 required to confirm participation in the notification program.

16
17 4. (New section) Notwithstanding any law, rule, or regulation
18 to the contrary, the South Jersey Transportation Authority shall
19 transmit electronic notification pursuant to the provisions of this
20 section to a customer that passes through a toll plaza operated by the
21 authority, provided that the customer has an account for the
22 electronic toll collection system that is registered with the New
23 Jersey E-ZPass Customer Service Center or successor entity and
24 voluntarily opts in for such notification. The notification shall alert
25 the customer that the electronic toll collection system has registered
26 the customer's account and may be provided by electronic mail, a
27 text message sent directly to a customer's mobile device, or through
28 a mobile application. Notification shall be made within 24 hours of
29 the transaction posting to the customer's account, or as soon as
30 practicable if no valid account is recognized at the time of the
31 transaction. A customer may opt out of receiving the notification that
32 is provided pursuant to the provisions of this section at any time and
33 may be required to confirm participation in the notification program.

34
35 5. This act shall take effect immediately, but the provisions of
36 sections 3 and 4 of P.L. , c. (C.) (pending before the
37 Legislature as this bill) shall not be construed as affecting the terms
38 of any contract or agreement in effect as of the effective date of this
39 act.

40 41 42 STATEMENT

43
44 This bill requires the New Jersey Turnpike Authority and the
45 South Jersey Transportation Authority (authorities) to transmit
46 electronic notification to a customer that passes through a toll plaza
47 operated by the authority, provided that the customer has an account
48 for the electronic toll collection system that is registered with the

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1 New Jersey E-ZPass Customer Service Center and voluntarily opts
2 in for such notification. The notification is required to be
3 transmitted within 24 hours of the transaction posting to the
4 customer's account. The notification may be provided by electronic
5 mail, a text message sent directly to a customer's mobile device, or
6 through a mobile application. The bill would apply to toll plazas on
7 the State's three toll roads, the New Jersey Turnpike, the Garden
8 State Parkway, and the Atlantic City Expressway.