

## NEW JERSEY MOTOR VEHICLE COMMISSION

Minutes by Board Secretary Chris Hillmann of actions taken at the Open Session of the Regular Board meeting of the New Jersey Motor Vehicle Commission (MVC) Board via TEAMS and conference call on Thursday, August 11, 2022

### **Present:**

Joe Bertoni, DOT designee  
Board Member Steve Scaturro  
Board Member Walter Orcutt  
Director Eric Heitmann, Highway Traffic Safety (AG designee)  
Assistant Director Hannah Good, (Treasurer designee)  
Acting Chair Littles-Floyd

Deputy Attorney General Jennifer Jaremback participated.

Latrechia Littles-Floyd convened the Open Session at 2:01 p.m. in accordance with the Open Public Meetings Act.

**Agenda Approval.** Board Member Diane Legreide moved to accept the proposed agenda, Board Member Steve Scaturro seconded the motion, and it was unanimously adopted.

### **Chair Remarks 8/11/2022**

Good afternoon, everyone.

Board members, members of the public, and staff, thank you for joining us today.

We last met two-and-a-half weeks ago in a Special Meeting of the Board to consider a regulation on the revocation of CDL licensing privileges as it relates to convictions of human trafficking.

Today we meet to consider an amended rule proposal pertaining to the Zone of Rate Freedom and private autobus carrier fare adjustments. More on that in a moment from our Legal Affairs unit.

Thank you Board members for taking the time out of your busy schedules to join us virtually for today's meeting.

**Minutes: July 25, 2022.** This item is to fulfill the requirements of The Motor Vehicle Security and Customer Service Act and of the Bylaws to approve the Minutes of each MVC Board Meeting, by approving the Minutes of the MVC Board Meeting of July 25, 2022.

Board Member Walter Orcutt moved the resolution, Director Heitmann seconded it.

## **2208-01 Final adoption of the proposed regulations pertaining to the Zone of Rate Freedom (ZORF)**

This is a Final Adoption. The Commission proposes to amend the provisions of N.J.A.C. 16:53D, Zone of Rate Freedom (ZORF). The ZORF is the maximum percentage adjustment (increase or decrease) that a private autobus carrier is permitted to make to its rate, fare, or charge for intrastate regular route service without first having to petition the Commission for approval, as set forth in N.J.A.C. 16:53D-1.1. The Commission is statutorily obligated to establish a ZORF percentage annually for regular route private autobus carriers. Accordingly, the proposed amendment is necessary to update the regulation to reflect the ZORF percentage adjustment allowed for the upcoming calendar year, 2023.

The effect of this rule for ZORF for 2023 is to fulfill the statutory requirement that MVC set a percentage limit or “zone” within which private bus companies are free to adjust their rates (or fares or charges) for in-state bus routes. The authority for private bus companies to make these adjustments is found at P.L. 1983, c.517. Of over 100 such companies, typically up to five exercise that freedom annually and notify MVC, which confirms any adjustment is within the ZORF. The attached proposal for 2023 has a 10% increase and 10% decrease zone.

Board Member Steve Scaturro moved the resolution, Board Member Diane Legreide seconded it and it was unanimously adopted.

### **Public Comments: None at this time**

### **Board Comments:**

Board Member Diane Legreide-Welcome to MVC Chief , congratulations looking forward to working with you.

Board Member Walter Orcutt-Keep up the good work.

### **Adjournment:**

Since there was no further business, a motion to adjourn was made Board member Diane Legreide and seconded by Director Heitmann and unanimously adopted at 2:07 p.m.