

## **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 31, 2023.

### **Present:**

Diane Scaccetti-Gutierrez, DOT Commissioner  
Board Member Steve Scaturro  
Board Member Walter Orcutt  
Board Member Diane Legreide  
Jenna Rodriguez (Treasurer designee)  
Director, NJ Division of Highway Traffic Safety – Michael Rizol, Jr. (Attorney General designee)  
Associate Counsel, Dorian Smith, Governor’s Authorities Unit  
Acting Chair Latrecia Littles-Floyd

Deputy Attorney General Jennifer Jaremback participated.

Latrecia 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, Commissioner Diane Scaccetti-Gutierrez seconded the motion, and it was unanimously adopted.

### **Chair Remarks 8/31/2023**

**Board members, members of the public, and staff, thank you for joining us today and welcome to this virtual meeting of the Board of the New Jersey Motor Vehicle Commission.**

**I certainly hope everyone enjoyed a safe and healthy Summer and will continue to enjoy what’s remaining.**

**We last met on May 18th when we designated both our Vice-Chair and our Board Secretary. We also adopted Licensed Motor Vehicle Dealers Rules Amendments, and the Readoption of Bus Safety Compliance Oversight, Enforcement and out of Service Violations and Penalties.**

**Today, we will consider a proposal to Amend the Zone of Rate Freedom regulations pertaining to commercial driver licensing.**

**We will have more on that in a moment from our Legal Affairs Unit.**

**Thanks again for taking time out of your busy schedules to join us today...**

**Minutes: May 18, 2023.** 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 May 18, 2023.

Board Member Walter Orcutt moved the resolution, Board Member Steve Scatturo seconded it.

### **2308-01 Proposal to Amend the Zone of Rate Freedom (ZORF)**

The Motor Vehicle Commission (Commission) proposes to amend the provisions at N.J.A.C. 16:53D, Zone of Rate Freedom to fulfill its statutory responsibility to establish an annual Zone of Rate Freedom (ZORF) for regular route private autobus carriers providing service within the State, pursuant to N.J.S.A. 48:4-2.21. The ZORF is the maximum permitted percentage increase adjustment and the maximum permitted percentage decrease adjustment that a private autobus carrier may make to its rate, fare, or charge for intrastate regular route service without first having to petition the Commission for approval. If the autobus carrier's fare adjustments remain within the designated ZORF percentage range, the carrier need only give notice to the Commission and the bus-riding public of the rate, fare, or charge adjustment. However, should a regular route private autobus carrier seek a percentage fare adjustment other than that allowed by the ZORF, the carrier will be required to file a petition with the Commission and comply with the notice procedures set forth at N.J.A.C. 16:51-3.10 and 3.11. In proposing the ZORF for calendar year 2024 the Commission took into account several factors relevant to changes in the average costs of operating bus services, fares charged by public transportation, and the interests of the public who use private regular route bus services.

Board Member Steve Scatturo moved the resolution, Board Member Diane Legriede seconded it.

**Public Comments: None at this time**

**Board Comments:**

- **Scaccetti-Gutierrez - No comments**
- **Legreide – Congratulated Steve Scatturo on 20 years as a Commissioner of the MVC and noted he has done a great job.**
- **Scatturo – Thanks to Diane, being a part of MVC is a great enjoyment of life.**
- **Orcutt – Hope all had a happy summer, look forward to a great fall and winter. Keep up the good work.**
- **Rodriguez – Happy to join the MVC, look forward to working with you all.**
- **Rizol – no comments**

**Adjournment:**

Since there was no further business, a motion to adjourn was made Board member Diane Legriede and seconded by Vice Chair Diane Scaccetti Gutierrez and unanimously adopted at 2:09 p.m.