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REPORTS:

No

HEARINGS:

No

NEWSPAPER ARTICLES:

No

§1 - C.27:1B-21.32
§2 - C.27:12B-17.1
§3 - C.27:23-14.1
§4 - C.27:25A-11.1

P.L. 2002, CHAPTER 114, *approved December 11, 2002*
Assembly, No. 2655 (*Second Reprint*)

1 AN ACT concerning materials used to pave certain highways and toll
2 road projects and supplementing Title 27 of the Revised Statutes.

3

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

6

7 1. ¹a.¹ Notwithstanding any law, rule or regulation to the
8 contrary, the Commissioner of Transportation shall permit for public
9 highways under the jurisdiction of the Department of Transportation
10 the use of ¹[recycled] reclaimed¹ asphalt ¹pavement¹ that constitutes
11 a maximum of 25 percent by weight of the total pavement mixture for
12 base and ¹[leveling] intermediate¹ pavement courses and a maximum
13 of 15 percent by weight of the total pavement mixture for surface
14 pavement courses.

15 ¹b. The commissioner shall permit for public highways under the
16 jurisdiction of the department the use of reclaimed asphalt pavement
17 that constitutes from 25 to 50 percent by weight of the total pavement
18 mixture for base and intermediate pavement courses, after an
19 evaluation of the material properties of the ²[recycled] reclaimed²
20 asphalt pavement in a "closed system" project. A "closed system"
21 project is defined as a project on which the asphalt millings from the
22 project are recycled back into the hot mix asphalt on that same project.

23 c. ²[Recycled] reclaimed² asphalt pavement shall not be used for
24 open-graded and modified open-graded friction courses, or any other
25 special purpose or premium asphalt mix required in specific projects
26 to increase pavement skid resistance.¹

27

28 2. ¹a.¹ Notwithstanding any law, rule or regulation to the
29 contrary, the New Jersey Highway Authority shall permit for a
30 highway project under the jurisdiction of the authority the use of
31 ¹[recycled] reclaimed¹ asphalt ¹pavement¹ that constitutes a
32 maximum of 25 percent by weight of the total pavement mixture for
33 base and ¹[leveling] intermediate¹ pavement courses and a maximum
34 of 15 percent by weight of the total pavement mixture for surface
35 pavement courses.

36 ¹b. The authority shall permit for ²[public highways] highway

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 Assembly ATR committee amendments adopted September 30, 2002.

² Senate STR committee amendments adopted October 24, 2002.

1 projects² under its jurisdiction the use of reclaimed asphalt pavement
2 that constitutes from 25 to 50 percent by weight of the total pavement
3 mixture for base and intermediate pavement courses, after an
4 evaluation of the material properties of the ²[recycled] reclaimed²
5 asphalt pavement in a "closed system" project. A "closed system"
6 project is defined as a project on which the asphalt millings from the
7 project are recycled back into the hot mix asphalt on that same project.

8 c. ²[Recycled] Reclaimed² asphalt pavement shall not be used for
9 bridge decking and elevated approaches,² open-graded and modified
10 open-graded friction courses, or any other special purpose or premium
11 asphalt mix required in specific projects to increase pavement skid
12 resistance.¹

13
14 3. ¹a.¹ Notwithstanding any law, rule or regulation to the
15 contrary, the New Jersey Turnpike Authority shall permit for a
16 turnpike project under the jurisdiction of the authority the use of
17 ¹[recycled] reclaimed¹ asphalt ¹pavement¹ that constitutes a
18 maximum of 25 percent by weight of the total pavement mixture for
19 base and ¹[leveling] intermediate¹ pavement courses and a maximum
20 of 15 percent by weight of the total pavement mixture for surface
21 pavement courses.

22 ¹b. The authority shall permit for ²[public highways] turnpike
23 projects² under its jurisdiction the use of reclaimed asphalt pavement
24 that constitutes from 25 to 50 percent by weight of the total pavement
25 mixture for base and intermediate pavement courses, after an
26 evaluation of the material properties of the ²[recycled] reclaimed²
27 asphalt pavement in a "closed system" project. A "closed system"
28 project is defined as a project on which the asphalt millings from the
29 project are recycled back into the hot mix asphalt on that same project.

30 c. ²[Recycled] Reclaimed² asphalt pavement shall not be used for
31 bridge decking and elevated approaches,² open-graded and modified
32 open-graded friction courses, or any other special purpose or premium
33 asphalt mix required in specific projects to increase pavement skid
34 resistance.¹

35
36 4. ¹a.¹ Notwithstanding any law, rule or regulation to the
37 contrary, the South Jersey Transportation Authority shall permit for
38 an expressway project under the jurisdiction of the authority the use
39 of ¹[recycled] reclaimed¹ asphalt ¹pavement¹ that constitutes a
40 maximum of 25 percent by weight of the total pavement mixture for
41 base and ¹[leveling] intermediate¹ pavement courses and a maximum
42 of 15 percent by weight of the total pavement mixture for surface
43 pavement courses.

44 ¹b. The authority shall permit for ²[public highways] expressway
45 projects² under its jurisdiction the use of reclaimed asphalt pavement

1 that constitutes from 25 to 50 percent by weight of the total pavement
2 mixture for base and intermediate pavement courses, after an
3 evaluation of the material properties of the ²[recycled] reclaimed²
4 asphalt pavement in a "closed system" project. A "closed system"
5 project is defined as a project on which the asphalt millings from the
6 project are recycled back into the hot mix asphalt on that same project.
7 c. ²[Recycled] Reclaimed² asphalt pavement shall not be used for
8 ²bridge decking and elevated approaches,² open-graded and modified
9 open-graded friction courses, or any other special purpose or premium
10 asphalt mix required in specific projects to increase pavement skid
11 resistance.¹

12

13 5. This act shall take effect immediately.

14

15

16

17

18 Permits use of reclaimed asphalt pavement on public highways
19 maintained by DOT and on the State's three toll roads.

ASSEMBLY, No. 2655

STATE OF NEW JERSEY 210th LEGISLATURE

INTRODUCED SEPTEMBER 9, 2002

Sponsored by:

Assemblywoman LINDA STENDER

District 22 (Middlesex, Somerset and Union)

Assemblyman REED GUSCIORA

District 15 (Mercer)

SYNOPSIS

Permits use of recycled asphalt on public highways maintained by DOT and on the State's three toll roads.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning materials used to pave certain highways and toll
2 road projects and supplementing Title 27 of the Revised Statutes.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. Notwithstanding any law, rule or regulation to the contrary, the
8 Commissioner of Transportation shall permit for public highways
9 under the jurisdiction of the Department of Transportation the use of
10 recycled asphalt that constitutes a maximum of 25 percent by weight
11 of the total pavement mixture for base and leveling pavement courses
12 and a maximum of 15 percent by weight of the total pavement mixture
13 for surface pavement courses.

14
15 2. Notwithstanding any law, rule or regulation to the contrary, the
16 New Jersey Highway Authority shall permit for a highway project
17 under the jurisdiction of the authority the use of recycled asphalt that
18 constitutes a maximum of 25 percent by weight of the total pavement
19 mixture for base and leveling pavement courses and a maximum of 15
20 percent by weight of the total pavement mixture for surface pavement
21 courses.

22
23 3. Notwithstanding any law, rule or regulation to the contrary, the
24 New Jersey Turnpike Authority shall permit for a turnpike project
25 under the jurisdiction of the authority the use of recycled asphalt that
26 constitutes a maximum of 25 percent by weight of the total pavement
27 mixture for base and leveling pavement courses and a maximum of 15
28 percent by weight of the total pavement mixture for surface pavement
29 courses.

30
31 4. Notwithstanding any law, rule or regulation to the contrary, the
32 South Jersey Transportation Authority shall permit for an expressway
33 project under the jurisdiction of the authority the use of recycled
34 asphalt that constitutes a maximum of 25 percent by weight of the
35 total pavement mixture for base and leveling pavement courses and a
36 maximum of 15 percent by weight of the total pavement mixture for
37 surface pavement courses.

38
39 5. This act shall take effect immediately.

40
41

42 STATEMENT

43
44 This bill authorizes the use of recycled asphalt as a pavement
45 material for public highways under the jurisdiction of the Department
46 of Transportation, and the toll roads under the jurisdiction of the New

1 Jersey Highway Authority, the New Jersey Turnpike Authority and the
2 South Jersey Transportation Authority respectively. The bill permits
3 recycled asphalt that constitutes a maximum of 25 percent by weight
4 of the total pavement mixture to be used for base and leveling
5 pavement courses and a maximum of 15 percent by weight of the total
6 pavement mixture to be used for surface pavement courses.

7 The intent of this bill is to insure that the State's toll road
8 authorities and the Department of Transportation are consistent in
9 their use of recycled asphalt for pavement.

ASSEMBLY TRANSPORTATION COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2655

with committee amendments

STATE OF NEW JERSEY

DATED: SEPTEMBER 30, 2002

The Assembly Transportation Committee reports favorably and with amendments Assembly Bill No. 2655.

This amended bill authorizes the use of reclaimed asphalt pavement as a pavement material for public highways under the jurisdiction of the Department of Transportation, and the toll roads under the jurisdiction of the New Jersey Highway Authority, the New Jersey Turnpike Authority and the South Jersey Transportation Authority respectively. The bill permits reclaimed asphalt pavement that constitutes a maximum of 25 percent by weight of the total pavement mixture to be used for base and intermediate pavement courses and a maximum of 15 percent by weight of the total pavement mixture to be used for surface pavement courses.

This amended bill also authorizes the use of reclaimed asphalt pavement that constitutes from 25 to 50 percent by weight of the total pavement mixture for base and intermediate pavement courses, after an evaluation of the material properties of the reclaimed asphalt pavement, in a "closed system" project. A "closed system" project is defined as a project on which the asphalt millings from the project are recycled back into the hot mix asphalt on that same project.

This amended bill provides that reclaimed asphalt pavement shall not be used for open-graded and modified open-graded friction courses, or any other special purpose or premium asphalt mix required in specific projects to increase pavement skid resistance.

COMMITTEE AMENDMENTS

The committee amendments change "recycled asphalt" to "reclaimed asphalt pavement" and "leveling pavement" to "intermediate pavement." The committee amendments also add the authorization to use reclaimed asphalt pavement that constitutes from 25 to 50 percent by weight of the total pavement mixture for base and intermediate pavement courses, after an evaluation of the material properties of the reclaimed asphalt pavement, in a "closed system" project and defined "closed system."

The committee amendments further add a provision that reclaimed

asphalt pavement shall not be used for open-graded and modified open-graded friction courses, or any other special purpose or premium asphalt mix required in specific projects to increase pavement skid resistance.

SENATE TRANSPORTATION COMMITTEE

STATEMENT TO

[First Reprint]

ASSEMBLY, No. 2655

with committee amendments

STATE OF NEW JERSEY

DATED: OCTOBER 24, 2002

The Senate Transportation Committee reports favorably and with committee amendments Assembly Bill No. 2655 (1R).

This amended bill authorizes the use of reclaimed asphalt pavement as a pavement material for public highways under the jurisdiction of the Department of Transportation, and the toll roads under the jurisdiction of the New Jersey Highway Authority, the New Jersey Turnpike Authority and the South Jersey Transportation Authority respectively. The bill permits reclaimed asphalt pavement that constitutes a maximum of 25 percent by weight of the total pavement mixture to be used for base and intermediate pavement courses and a maximum of 15 percent by weight of the total pavement mixture to be used for surface pavement courses.

This bill also authorizes the use of reclaimed asphalt pavement that constitutes from 25 to 50 percent by weight of the total pavement mixture for base and intermediate pavement courses, after an evaluation of the material properties of the reclaimed asphalt pavement, in a "closed system" project. A "closed system" project is defined as a project on which the asphalt millings from the project are recycled back into the hot mix asphalt on that same project.

This bill provides that reclaimed asphalt pavement shall not be used for open-graded and modified open-graded friction courses, or any other special purpose or premium asphalt mix required in specific projects to increase pavement skid resistance. For toll roads, this prohibition also includes bridge decking and elevated approaches.

The committee amended the bill to make reference to toll road projects rather than public highways, and to add to the reclaimed asphalt prohibition bridge decking and elevated approaches on toll roads.

This amended bill is the same as S1794, as amended and released by the committee on the same date.

SENATE, No. 1794

STATE OF NEW JERSEY
210th LEGISLATURE

INTRODUCED SEPTEMBER 12, 2002

Sponsored by:

Senator DIANE ALLEN

District 7 (Burlington and Camden)

Senator ANDREW R. CIESLA

District 10 (Monmouth and Ocean)

SYNOPSIS

Permits use of recycled asphalt on public highways maintained by DOT and on the State's three toll roads.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 10/25/2002)

1 AN ACT concerning materials used to pave certain highways and toll
2 road projects and supplementing Title 27 of the Revised Statutes.

3
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6
7 1. Notwithstanding any law, rule or regulation to the contrary, the
8 Commissioner of Transportation shall permit for public highways
9 under the jurisdiction of the Department of Transportation the use of
10 recycled asphalt that constitutes a maximum of 25 percent by weight
11 of the total pavement mixture for base and leveling pavement courses
12 and a maximum of 15 percent by weight of the total pavement mixture
13 for surface pavement courses.

14
15 2. Notwithstanding any law, rule or regulation to the contrary, the
16 New Jersey Highway Authority shall permit for a highway project
17 under the jurisdiction of the authority the use of recycled asphalt that
18 constitutes a maximum of 25 percent by weight of the total pavement
19 mixture for base and leveling pavement courses and a maximum of 15
20 percent by weight of the total pavement mixture for surface pavement
21 courses.

22
23 3. Notwithstanding any law, rule or regulation to the contrary, the
24 New Jersey Turnpike Authority shall permit for a turnpike project
25 under the jurisdiction of the authority the use of recycled asphalt that
26 constitutes a maximum of 25 percent by weight of the total pavement
27 mixture for base and leveling pavement courses and a maximum of 15
28 percent by weight of the total pavement mixture for surface pavement
29 courses.

30
31 4. Notwithstanding any law, rule or regulation to the contrary, the
32 South Jersey Transportation Authority shall permit for an expressway
33 project under the jurisdiction of the authority the use of recycled
34 asphalt that constitutes a maximum of 25 percent by weight of the
35 total pavement mixture for base and leveling pavement courses and a
36 maximum of 15 percent by weight of the total pavement mixture for
37 surface pavement courses.

38
39 5. This act shall take effect immediately.

40
41

42 STATEMENT

43
44 This bill authorizes the use of recycled asphalt as a pavement
45 material for public highways under the jurisdiction of the Department
46 of Transportation, and the toll roads under the jurisdiction of the New

1 Jersey Highway Authority, the New Jersey Turnpike Authority and the
2 South Jersey Transportation Authority respectively. The bill permits
3 recycled asphalt that constitutes a maximum of 25 percent by weight
4 of the total pavement mixture to be used for base and leveling
5 pavement courses and a maximum of 15 percent by weight of the total
6 pavement mixture to be used for surface pavement courses.

7 The intent of this bill is to insure that the State's toll road
8 authorities and the Department of Transportation are consistent in
9 their use of recycled asphalt for pavement.

SENATE TRANSPORTATION COMMITTEE

STATEMENT TO

SENATE, No. 1794

with committee amendments

STATE OF NEW JERSEY

DATED: OCTOBER 24, 2002

The Senate Transportation Committee reports favorably and with committee amendments Senate Bill No. 1794.

This amended bill authorizes the use of reclaimed asphalt pavement as a pavement material for public highways under the jurisdiction of the Department of Transportation, and the toll roads under the jurisdiction of the New Jersey Highway Authority, the New Jersey Turnpike Authority and the South Jersey Transportation Authority respectively. The bill permits reclaimed asphalt pavement that constitutes a maximum of 25 percent by weight of the total pavement mixture to be used for base and intermediate pavement courses and a maximum of 15 percent by weight of the total pavement mixture to be used for surface pavement courses.

This amended bill also authorizes the use of reclaimed asphalt pavement that constitutes from 25 to 50 percent by weight of the total pavement mixture for base and intermediate pavement courses, after an evaluation of the material properties of the reclaimed asphalt pavement, in a "closed system" project. A "closed system" project is defined as a project on which the asphalt millings from the project are recycled back into the hot mix asphalt on that same project.

This amended bill provides that reclaimed asphalt pavement shall not be used for open-graded and modified open-graded friction courses, or any other special purpose or premium asphalt mix required in specific projects to increase pavement skid resistance. For the toll roads, this prohibition also includes bridge decking and elevated approaches.

The committee amendments change "recycled asphalt" to "reclaimed asphalt pavement" and "leveling pavement" to "intermediate pavement." The committee amendments also add the authorization to use reclaimed asphalt pavement that constitutes from 25 to 50 percent by weight of the total pavement mixture for base and intermediate pavement courses, after an evaluation of the material properties of the reclaimed asphalt pavement, in a "closed system" project and defined "closed system."

The committee amendments further add a provision that reclaimed

asphalt pavement shall not be used for open-graded and modified open-graded friction courses, or any other special purpose or premium asphalt mix required in specific projects to increase pavement skid resistance, and in the case of the toll roads bridge decking and elevated approaches are added to the prohibition.

With these amendments, this bill is identical to A-2655(1R), as amended and released by the committee on the same date.