

52:17B-9.21
LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 2023 **CHAPTER:** 117

NJSA: 52:17B-9.21 Designates State Office of Emergency Management as State Agency for Surplus Property.

BILL NO: S3753 (Substituted for A5299)

SPONSOR(S) Madden, Fred H. and others

DATE INTRODUCED: 3/30/2023

COMMITTEE: **ASSEMBLY:** --

SENATE: Law & Public Safety

AMENDED DURING PASSAGE: No

DATE OF PASSAGE: **ASSEMBLY:** 06/30/2023

SENATE: 06/20/2023

DATE OF APPROVAL: 7/20/2023

FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL (S3753 enacted) Yes

S3753

INTRODUCED BILL: (Includes sponsor(s) statement) Yes

COMMITTEE STATEMENT: **ASSEMBLY:** No

SENATE: Yes

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, *may possibly* be found at www.njleg.state.nj.us)

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: No

A5299

INTRODUCED BILL: (Includes sponsor(s) statement) Yes

COMMITTEE STATEMENT: **ASSEMBLY:** Yes

SENATE: No

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, *may possibly* be found at www.njleg.state.nj.us)

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: No

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: Yes

FOLLOWING WERE PRINTED:

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REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: No

CL/JA

P.L. 2023, CHAPTER 117, *approved July 20, 2023*
Senate, No. 3753

1 AN ACT designating the State Office of Emergency Management as
2 the State Agency for Surplus Property and supplementing Title
3 52 of the Revised Statutes.

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

7
8 1. a. The State Office of Emergency Management in the
9 Division of State Police shall serve as the designated State Agency
10 for Surplus Property within the meaning of 40 U.S.C. s.549. The
11 State Office of Emergency Management shall continue to be
12 responsible for administering in the State the Federal Surplus
13 Personal Property Donation Program established under the “Federal
14 Property and Administrative Services Act of 1949,” as amended, 40
15 U.S.C. s.549, and applicable federal regulations pertaining to the
16 donation of personal property through State agencies under the
17 authority of the United States General Services Administration.

18 b. As the designated State Agency for Surplus Property, the
19 State Office of Emergency Management shall perform the following
20 duties:

21 (1) maintain a plan that meets the requirements of the Federal
22 Surplus Personal Property Donation Program as set forth in
23 applicable federal regulations;

24 (2) operate the Federal Surplus Personal Property Donation
25 Program within the State using a direct donation model that
26 authorizes an eligible entity, within the meaning of 40 U.S.C. s.549
27 and applicable federal regulations, to acquire property directly from
28 the federal government’s holding facility following the allocation of
29 the property to the State by the General Services Administration;

30 (3) issue guidance required to manage and facilitate the Federal
31 Surplus Personal Property Donation Program within the State in
32 conformance with federal law; and

33 (4) perform all necessary administrative services, including but
34 not limited to eligibility determinations and application review;
35 facilitating the acquisition process; conducting outreach; tracking
36 requests, fulfillment, and property utilization; compliance
37 enforcement, and performing monitoring and auditing as may be
38 required to give effect to the program within the State.

39 c. Any costs and fees in connection with the Federal Surplus
40 Personal Property Donation Program shall be governed by the
41 following:

- 1 (1) the State Office of Emergency Management shall not charge
2 any fees for performing these administrative services in its role as
3 the State Agency for Surplus Property;
- 4 (2) any costs incurred in the acquisition, transportation, or
5 delivery of the federal surplus property shall be the sole
6 responsibility of the eligible requesting entity; and
- 7 (3) any costs incurred for the confirmed instances of non-
8 compliance relative to property acquisition or the use of property
9 acquired pursuant to the program shall be the sole responsibility of
10 the eligible acquiring entity. This includes, but is not limited to
11 returning property to the federal government that the State Office of
12 Emergency Management, as the designated State Agency for
13 Surplus Property, the General Services Administration, or both
14 deem to have been acquired or used contrary to applicable program
15 regulations.

16
17 2. This act shall take effect immediately.

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20 STATEMENT

21
22 This bill expressly designates the State Office of Emergency
23 Management as the State Agency for Surplus Property. The bill also
24 provides that the State Office of Emergency Management is to
25 continue to be responsible for administering in the State the Federal
26 Surplus Personal Property Donation Program established under
27 federal law and regulations.

28 Under the bill, as the designated State agency, the State Office of
29 Emergency Management is to perform the following duties: 1)
30 maintain a plan that meets the requirements of the Federal Surplus
31 Personal Property Donation Program as set forth in applicable
32 regulations; 2) operate the Federal Surplus Personal Property
33 Donation Program within the State using a direct donation model
34 that authorizes an eligible entity to acquire property directly from
35 the federal government's holding facility following the allocation of
36 the property to the State by the General Services Administration; 3)
37 issue guidelines required to manage and facilitate the Federal
38 Surplus Personal Property Donation Program within the State in
39 conformance with federal law; and 4) perform all necessary
40 administrative services, including but not limited to eligibility
41 determinations and application review; facilitating the acquisition
42 process; conducting outreach; tracking requests, fulfillment, and
43 property utilization; compliance enforcement; and performing
44 monitoring and auditing as required to give effect to the program
45 within the State.

46 The bill also sets forth the responsibility for certain costs and
47 fees in connection with the Federal Surplus Personal Property
48 Donation Program.

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3 Designates State Office of Emergency Management as State

4 Agency for Surplus Property.

SENATE, No. 3753

STATE OF NEW JERSEY 220th LEGISLATURE

INTRODUCED MARCH 30, 2023

Sponsored by:

Senator FRED H. MADDEN, JR.

District 4 (Camden and Gloucester)

Senator SHIRLEY K. TURNER

District 15 (Hunterdon and Mercer)

Assemblywoman CAROL A. MURPHY

District 7 (Burlington)

Co-Sponsored by:

Assemblywoman Reynolds-Jackson and Assemblyman Coughlin

SYNOPSIS

Designates State Office of Emergency Management as State Agency for Surplus Property.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 6/30/2023)

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40 The bill also sets forth the responsibility for certain costs and
41 fees in connection with the Federal Surplus Personal Property
42 Donation Program.

SENATE LAW AND PUBLIC SAFETY COMMITTEE

STATEMENT TO

SENATE, No. 3753

STATE OF NEW JERSEY

DATED: MAY 18, 2023

The Senate Law and Public Safety Committee reports favorably Senate Bill No. 3753.

As reported by the committee, Senate Bill No. 3753 expressly designates the State Office of Emergency Management as the State Agency for Surplus Property. The bill also provides that the State Office of Emergency Management is to continue to be responsible for administering in the State the Federal Surplus Personal Property Donation Program established under federal law and regulations.

Under the bill, as the designated State agency, the State Office of Emergency Management is to perform the following duties: 1) maintain a plan that meets the requirements of the Federal Surplus Personal Property Donation Program as set forth in applicable regulations; 2) operate the Federal Surplus Personal Property Donation Program within the State using a direct donation model that authorizes an eligible entity to acquire property directly from the federal government's holding facility following the allocation of the property to the State by the General Services Administration; 3) issue guidelines required to manage and facilitate the Federal Surplus Personal Property Donation Program within the State in conformance with federal law; and 4) perform all necessary administrative services, including but not limited to eligibility determinations and application review; facilitating the acquisition process; conducting outreach; tracking requests, fulfillment, and property utilization; compliance enforcement; and performing monitoring and auditing as required to give effect to the program within the State.

The bill also sets forth the responsibility for certain costs and fees in connection with the Federal Surplus Personal Property Donation Program.

ASSEMBLY, No. 5299

STATE OF NEW JERSEY 220th LEGISLATURE

INTRODUCED MARCH 16, 2023

Sponsored by:

Assemblywoman CAROL A. MURPHY
District 7 (Burlington)

Co-Sponsored by:

Assemblywoman Reynolds-Jackson and Assemblyman Coughlin

SYNOPSIS

Designates State Office of Emergency Management as State Agency for Surplus Property.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 6/30/2023)

A5299 MURPHY

2

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ASSEMBLY LAW AND PUBLIC SAFETY COMMITTEE

STATEMENT TO

ASSEMBLY, No. 5299

STATE OF NEW JERSEY

DATED: JUNE 5, 2023

The Assembly Law and Public Safety Committee reports favorably Assembly Bill No. 5299.

As reported by the committee, Assembly Bill No. 5299 expressly designates the State Office of Emergency Management as the State Agency for Surplus Property. The bill also provides that the State Office of Emergency Management is to continue to be responsible for administering in the State the Federal Surplus Personal Property Donation Program established under federal law.

Under the bill, as the designated State agency, the State Office of Emergency Management is to perform the following duties: 1) maintain a plan that meets the requirements of the Federal Surplus Personal Property Donation Program as set forth in applicable regulations; 2) operate the Federal Surplus Personal Property Donation Program within the State using a direct donation model that authorizes an eligible entity to acquire property directly from the federal government's holding facility following the allocation of the property to the State by the General Services Administration; 3) issue guidelines required to manage and facilitate the Federal Surplus Personal Property Donation Program within the State in conformance with federal law; and 4) perform all necessary administrative services, including but not limited to eligibility determinations and application review; facilitating the acquisition process; conducting outreach; tracking requests, fulfillment, and property utilization; compliance enforcement; and performing monitoring and auditing as required to give effect to the program within the State.

The bill also sets forth the responsibility for certain costs and fees in connection with the Federal Surplus Personal Property Donation Program.

Governor Murphy Takes Action on Legislation

07/20/2023

TRENTON – Today, Governor Phil Murphy signed the following bills into law:

S-528/A-2815 (Ruiz, Pou/Murphy, Wimberly, McKnight) - Requires certain additional school district personnel to complete training program on suicide prevention

S-3089/A-4722 (Gopal, A.M. Bucco/McKeon) - Permits certain school districts to establish State military impact aid reserve account

S-3125/A-4947 (Cryan, Gopal/Lopez, Quijano, Atkins) - Expands "Daniel's Law" to prohibit disclosure of personal information concerning child protective investigators

S-3309/A-4832 (Stack, Scutari/Mukherji, Speight) - Raises maximum workers' compensation fees for evaluating physicians; expands circumstances for which physician legal fee permitted

S3406/A-4970 (Gopal, Cryan/Jasey, Carter, McKeon) - Requires public institutions of higher education to submit annual fiscal monitoring report; authorizes Secretary of Higher Education to appoint State monitor of certain institutions; requires higher education chief financial officers complete training; annually appropriates \$100,000

S-3444/A-5211 (Schepisi, Lagana/Karabinchak, Stanley) - Allows certain municipal water systems, under certain circumstances, to use lands preserved for recreation and conservation for drinking water wells and associated treatment equipment or facilities

S-3753/A-5299 (Madden, Turner/Murphy) - Designates State Office of Emergency Management as State Agency for Surplus Property

S-3783/A-5541 (Zwicker, Cruz-Perez/Quijano) - Modifies certain provisions of "New Jersey Innovation Evergreen Act" and "Food Desert Relief Act"

S-3796/A-5559 (Greenstein, Stanfield/Mejia, Reynolds-Jackson, Atkins) - Authorizes NJ Infrastructure Bank to expend certain sums to make loans for environmental infrastructure projects for FY 2024

S-3797/A-5558 (Codey, Greenstein/Lampitt, Swain, Stanley) - Appropriates funds to DEP for environmental infrastructure projects for FY 2024

S-3798/A-5422 (Ruiz, Corrado, Turner/Jasey, Lampitt, Mukherji) - Permits teacher, and professional staff member who provides special services, who retired from TPAF to return employment for up to two years without reenrollment in TPAF if employment commences during the 2023-2024 school year

S-3873/A-5507 (Zwicker, Johnson/Benson, Pintor Marin) - Authorizes NJ Infrastructure Bank to expend certain sums to make loans for transportation infrastructure projects for FY2024; makes appropriation

A-4864/S-3795 (Mosquera, Sampson, Quijano/Lagana, Burgess) - Expands scope of Foreclosure Mediation Assistance Program during State of Emergency to allow use of program funds for payment to counselors who help disaster victims process applications for assistance

A-5175/SCS for S-3519 and 3593 (Verrelli, McKnight, Moen/Beach, Turner, Zwicker) - Changes certain General Election deadlines