

27:1B-21.24 LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 2025 **CHAPTER:** 118

NJSA: 27:1B-21.24 Requires DOT to provide additional information in annual report on pavement condition; makes report available to public.

BILL NO: S862 (Substituted for A2596 (1R))

SPONSOR(S) Bucco, Anthony M. and others

DATE INTRODUCED: 1/9/2024

COMMITTEE: **ASSEMBLY:** Transportation & Independent Authorities

SENATE: Transportation

AMENDED DURING PASSAGE: Yes

DATE OF PASSAGE: ASSEMBLY: 05/22/2025

SENATE: 06/30/2025

DATE OF APPROVAL: 8/4/2025

FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL (S862 Aca (1R) enacted)

ADVANCE LAW Yes

PAMPHLET LAW Yes

S862

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

REPRINT(S): Yes ATR 5/8/25 1R

TECHNICAL REVIEW OF BILL: Yes STR 5/6/24 TR

COMMITTEE STATEMENT: **ASSEMBLY:** Yes

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

A2596 (1R)

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

REPRINT(S): Yes ATR 5/8/25 1R

TECHNICAL REVIEW OF BILL: No

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
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LEGISLATIVE FISCAL ESTIMATE:	No
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VETO MESSAGE:	No
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GOVERNOR'S PRESS RELEASE ON SIGNING:	Yes
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LEGISLATOR STATEMENT:	Yes
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FOLLOWING WERE PRINTED:

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REPORTS:	No
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HEARINGS:	No
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NEWSPAPER ARTICLES:	Yes
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Larry Higgs - For The Star-Ledger, 'N.J. will now keep track of all repaired potholes on state highways', *Star-Ledger, The* (online), 6 Aug 2025 004 <<https://infoweb.newsbank.com/apps/news/document-view?p=NewsBank&docref=news/1A24C641CD0BAD08>>

CL/MMcB

P.L. 2025, CHAPTER 118, *approved August 4, 2025*
Senate, No. 862 (*First Reprint*)

1 AN ACT requiring the Department of Transportation to provide
2 additional information concerning the condition of pavements in
3 the State and pothole repair and amending P.L.2000, c.73.

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

7
8 1. Section 11 of P.L.2000, c.73 (C.27:1B-21.24) is amended to
9 read as follows:

10 11. The commissioner shall issue a report to the Governor and,
11 pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1), to the
12 Legislature at the end of each fiscal year containing the numerical
13 ranking of pavements for roads needing maintenance and repair in
14 accordance with the method developed in section 10 of **[this act]**
15 P.L.2000, c.73 (C.27:1B-21.23). The report shall also identify the
16 repair and maintenance projects that were completed during the fiscal
17 year, including the number of 'maintenance' pothole 'repair
18 projects' repairs', provide an estimate of the cost impact to the
19 department for each maintenance and repair project, including
20 'maintenance' pothole 'repair projects' repairs', that utilized road
21 surface material or 'other road' treatment '[, identify] including'
22 the 'resources' tonnage of materials' the department 'has
23 allocated' utilized' for 'each maintenance and repair project,
24 including pothole repair projects, and provide an estimate for the
25 timeframe to conduct each maintenance and repair project, including
26 the response times to conduct emergency pothole repair projects]
27 maintenance pothole repairs, and in coordination with the Division of
28 Risk Management within the Department of the Treasury, include the
29 number of pothole damage claims filed by users of State roadways and
30 the associated costs of damages as recorded and provided by the
31 Department of the Treasury'.

32 The report issued pursuant to this section shall also be made
33 available to the public on the department's Internet website.

34 (cf: P.L.2000, c.73, s.11)

35
36 ¹**[2.**Section 12 of P.L.2000, c.73 (C.27:1B-21.25) is amended to
37 read as follows:

38 12. a. The commissioner shall conduct a life cycle cost analysis
39 of pavement surfaces and report the findings of the analysis to the

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.

Matter enclosed in superscript numerals has been adopted as follows:

¹Assembly ATR committee amendments adopted May 8, 2025.

1 Governor and, pursuant to section 2 of P.L.1991, c.164 (C.52:14-
2 19.1), to the Legislature no later than one year after the date of
3 enactment of **【this act】** P.L.2000, c.73 (C.27:1B-21.14 et al.). The
4 analysis shall compare equivalent designs and shall be based upon
5 New Jersey's actual historic project maintenance, repair, and
6 resurfacing schedules and costs as recorded by the Department of
7 Transportation, and shall include estimates of user costs throughout
8 the entire life of the pavement.

9 b. The commissioner shall conduct a life cycle cost analysis of
10 pavement surfaces and report the findings of the analysis to the
11 Governor and, pursuant to section 2 of P.L.1991, c.164 (C.52:14-
12 19.1), to the Legislature no later than one year after the date of
13 enactment of P.L. _____, c. _____ (pending before the Legislature as this
14 bill). The analysis shall compare equivalent designs and shall be
15 based upon New Jersey's actual historic project maintenance, repair,
16 and resurfacing schedules and costs as recorded by the Department
17 of Transportation, and shall include estimates of costs to users of
18 State roadways throughout the entire life of the pavement, including
19 the number of pothole damage claims filed by users of State
20 roadways and the associated costs of damages as recorded by the
21 Division of Risk Management within the Department of the
22 Treasury.

23 The report issued pursuant to this subsection shall also be made
24 available to the public on the department's Internet website.

25 As used in this section, "life cycle cost" means the total cost of
26 the initial project and all anticipated costs for subsequent
27 maintenance, repair, or resurfacing, which may also include
28 external costs imposed upon users of the project as result of use of
29 the project, over the life of the pavement.

30 (cf: P.L.2000, c.73, s.12)**】¹**

31
32 **¹【3.】 2.** This act shall take effect immediately but shall
33 remain inoperative until the first fiscal year following enactment
34 and shall apply to all reports issued after that fiscal year.

35
36
37
38
39 Requires DOT to provide additional information in annual report
40 on pavement condition; makes report available to public.

CHAPTER 118

AN ACT requiring the Department of Transportation to provide additional information concerning the condition of pavements in the State and pothole repair and amending P.L.2000, c.73.

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

1. Section 11 of P.L.2000, c.73 (C.27:1B-21.24) is amended to read as follows:

C.27:1B-21.24 Pavement maintenance, repair, report to Governor and Legislature.

11. The commissioner shall issue a report to the Governor and, pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1), to the Legislature at the end of each fiscal year containing the numerical ranking of pavements for roads needing maintenance and repair in accordance with the method developed in section 10 of P.L.2000, c.73 (C.27:1B-21.23). The report shall also identify the repair and maintenance projects that were completed during the fiscal year, including the number of maintenance pothole repairs, provide an estimate of the cost impact to the department for each maintenance and repair project, including maintenance pothole repairs, that utilized road surface material or treatment including the tonnage of materials the department utilized for maintenance pothole repairs, and in coordination with the Division of Risk Management within the Department of the Treasury, include the number of pothole damage claims filed by users of State roadways and the associated costs of damages as recorded and provided by the Department of the Treasury.

The report issued pursuant to this section shall also be made available to the public on the department's Internet website.

2. This act shall take effect immediately but shall remain inoperative until the first fiscal year following enactment and shall apply to all reports issued after that fiscal year.

Approved August 4, 2025.

SENATE, No. 862

STATE OF NEW JERSEY
221st LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2024 SESSION

Sponsored by:
Senator ANTHONY M. BUCCO
District 25 (Morris and Passaic)
Senator PATRICK J. DIEGNAN, JR.
District 18 (Middlesex)

Co-Sponsored by:
Senator O'Scanlon

SYNOPSIS

Requires DOT to provide additional information in annual report on pavement condition and conduct pavement lifecycle cost analysis; make report available to public.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



1 AN ACT requiring the Department of Transportation to provide
2 additional information concerning the condition of pavements in
3 the State and pothole repair and amending P.L.2000, c.73.
4

5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:
7

8 1. Section 11 of P.L.2000, c.73 (C.27:1B-21.24) is amended to
9 read as follows:

10 11. The commissioner shall issue a report to the Governor and,
11 pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1), to the
12 Legislature at the end of each fiscal year containing the numerical
13 ranking of pavements for roads needing maintenance and repair in
14 accordance with the method developed in section 10 of **[this act]**
15 P.L.2000, c.73 (C.27:1B-21.23). The report shall also identify the
16 repair and maintenance projects that were completed during the
17 fiscal year, including the number of pothole repair projects, provide
18 an estimate of the cost impact to the department for each
19 maintenance and repair project, including pothole repair projects,
20 that utilized road surface material or other road treatment, identify
21 the resources the department has allocated for each maintenance
22 and repair project, including pothole repair projects, and provide an
23 estimate for the timeframe to conduct each maintenance and repair
24 project, including the response times to conduct emergency pothole
25 repair projects.

26 The report issued pursuant to this section shall also be made
27 available to the public on the department's internet website.

28 (cf: P.L.2000, c.73, s.11)
29

30 2. Section 12 of P.L.2000, c.73 (C.27:1B-21.25) is amended to
31 read as follows:

32 12. a. The commissioner shall conduct a life cycle cost analysis
33 of pavement surfaces and report the findings of the analysis to the
34 Governor and, pursuant to section 2 of P.L.1991, c.164 (C.52:14-
35 19.1), to the Legislature no later than one year after the date of
36 enactment of **[this act]** P.L.2000, c.73 (C.27:1B-21.14 et al.). The
37 analysis shall compare equivalent designs and shall be based upon
38 New Jersey's actual historic project maintenance, repair, and
39 resurfacing schedules and costs as recorded by the Department of
40 Transportation, and shall include estimates of user costs throughout
41 the entire life of the pavement.

42 b. The commissioner shall conduct a life cycle cost analysis of
43 pavement surfaces and report the findings of the analysis to the
44 Governor and, pursuant to section 2 of P.L.1991, c.164 (C.52:14-
45 19.1), to the Legislature no later than one year after the date of

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 enactment of P.L. _____, c. _____ (C. _____) (pending before the
2 Legislature as this bill). The analysis shall compare equivalent
3 designs and shall be based upon New Jersey's actual historic project
4 maintenance, repair, and resurfacing schedules and costs as
5 recorded by the Department of Transportation, and shall include
6 estimates of costs to users of State roadways throughout the entire
7 life of the pavement, including the number of pothole damage
8 claims filed by users of State roadways and the associated costs of
9 damages as recorded by the Division of Risk Management within
10 the Department of the Treasury.

11 The report issued pursuant to this section shall also be made
12 available to the public on the department's internet website.

13 As used in this section, "life cycle cost" means the total cost of
14 the initial project and all anticipated costs for subsequent
15 maintenance, repair, or resurfacing, which may also include
16 external costs imposed upon users of the project as result of use of
17 the project, over the life of the pavement.

18 (cf: P.L.2000, c.73, s.12)

19

20 3. This act shall take effect immediately but shall remain
21 inoperative until the first fiscal year following enactment and shall
22 apply to all reports issued after that fiscal year.

23

24

25 STATEMENT

26

27 This bill requires the Department of Transportation (department)
28 to include, in the annual "Report to the Governor and Legislature on
29 New Jersey's Roadway Pavement System" (annual report),
30 additional information on pothole repairs.

31 Under the bill, the department is required to, in addition to
32 identifying the repair and maintenance projects that were completed
33 during the foregoing fiscal year and the cost of each project,
34 identify the number of pothole repair projects and the cost of
35 pothole repair projects, identify the resources the department has
36 allocated for each maintenance and repair project, and provide an
37 estimate for the timeframe to conduct each maintenance and repair
38 project, including the response times for emergency pothole repair
39 projects, in the annual report.

40 The department is also required to conduct a lifecycle cost
41 analysis of the pavement surfaces which includes, the number of
42 pothole damage claims filed by users of State roadways and the
43 associated costs of damages to vehicles as recorded by the Division
44 of Risk Management within the Department of the Treasury.

45 Lastly, the bill requires the annual report and the lifecycle cost
46 analysis to be made available to the public on the department's
47 internet website.

[First Reprint]
SENATE, No. 862

STATE OF NEW JERSEY
221st LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2024 SESSION

Sponsored by:

Senator ANTHONY M. BUCCO

District 25 (Morris and Passaic)

Senator PATRICK J. DIEGNAN, JR.

District 18 (Middlesex)

Assemblyman ROBERT J. KARABINCHAK

District 18 (Middlesex)

Assemblyman CLINTON CALABRESE

District 36 (Bergen and Passaic)

Co-Sponsored by:

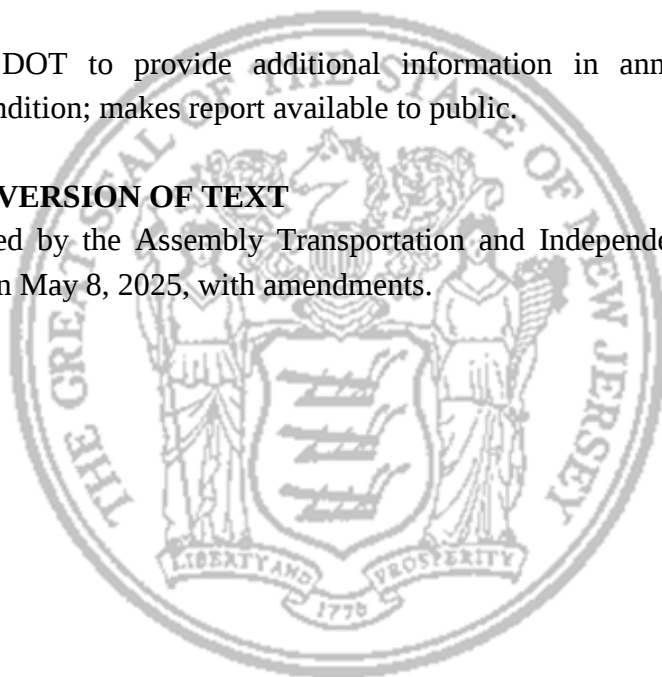
**Senators O'Scanlon, Moriarty, Assemblymen McGuckin, Kanitra,
Inganamort, Assemblywomen Carter, Fantasia, Donlon and Peterpaul**

SYNOPSIS

Requires DOT to provide additional information in annual report on pavement condition; makes report available to public.

CURRENT VERSION OF TEXT

As reported by the Assembly Transportation and Independent Authorities Committee on May 8, 2025, with amendments.



(Sponsorship Updated As Of: 5/22/2025)

1 AN ACT requiring the Department of Transportation to provide
 2 additional information concerning the condition of pavements in
 3 the State and pothole repair and amending P.L.2000, c.73.

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

7
 8 1. Section 11 of P.L.2000, c.73 (C.27:1B-21.24) is amended to
 9 read as follows:

10 11. The commissioner shall issue a report to the Governor and,
 11 pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1), to the
 12 Legislature at the end of each fiscal year containing the numerical
 13 ranking of pavements for roads needing maintenance and repair in
 14 accordance with the method developed in section 10 of **【this act】**
 15 P.L.2000, c.73 (C.27:1B-21.23). The report shall also identify the
 16 repair and maintenance projects that were completed during the fiscal
 17 year, including the number of ¹‘maintenance’ pothole ¹‘**【repair**
 18 **projects】** repairs¹, provide an estimate of the cost impact to the
 19 department for each maintenance and repair project, including
 20 ¹‘maintenance’ pothole ¹‘**【repair projects】** repairs¹, that utilized road
 21 surface material or ¹‘**【other road】**’ treatment ¹‘**【, identify】** including¹
 22 the ¹‘**【resources】** tonnage of materials’ the department ¹‘**【has**
 23 **allocated】** utilized¹ for ¹‘**【each maintenance and repair project,**
 24 **including pothole repair projects,** and provide an estimate for the
 25 **timeframe to conduct each maintenance and repair project, including**
 26 **the response times to conduct emergency pothole repair projects】**
 27 maintenance pothole repairs, and in coordination with the Division of
 28 Risk Management within the Department of the Treasury, include the
 29 number of pothole damage claims filed by users of State roadways and
 30 the associated costs of damages as recorded and provided by the
 31 Department of the Treasury¹.

32 The report issued pursuant to this section shall also be made
 33 available to the public on the department’s Internet website.

34 (cf: P.L.2000, c.73, s.11)

35
 36 ¹2. Section 12 of P.L.2000, c.73 (C.27:1B-21.25) is amended to
 37 read as follows:

38 12. a. The commissioner shall conduct a life cycle cost analysis
 39 of pavement surfaces and report the findings of the analysis to the
 40 Governor and, pursuant to section 2 of P.L.1991, c.164 (C.52:14-
 41 19.1), to the Legislature no later than one year after the date of
 42 enactment of **【this act】** P.L.2000, c.73 (C.27:1B-21.14 et al.). The
 43 analysis shall compare equivalent designs and shall be based upon
 44 New Jersey’s actual historic project maintenance, repair, and

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.

Matter enclosed in superscript numerals has been adopted as follows:

¹Assembly ATR committee amendments adopted May 8, 2025.

1 resurfacing schedules and costs as recorded by the Department of
2 Transportation, and shall include estimates of user costs throughout
3 the entire life of the pavement.

4 b. The commissioner shall conduct a life cycle cost analysis of
5 pavement surfaces and report the findings of the analysis to the
6 Governor and, pursuant to section 2 of P.L.1991, c.164 (C.52:14-
7 19.1), to the Legislature no later than one year after the date of
8 enactment of P.L. , c. (pending before the Legislature as this
9 bill). The analysis shall compare equivalent designs and shall be
10 based upon New Jersey's actual historic project maintenance, repair,
11 and resurfacing schedules and costs as recorded by the Department
12 of Transportation, and shall include estimates of costs to users of
13 State roadways throughout the entire life of the pavement, including
14 the number of pothole damage claims filed by users of State
15 roadways and the associated costs of damages as recorded by the
16 Division of Risk Management within the Department of the
17 Treasury.

18 The report issued pursuant to this subsection shall also be made
19 available to the public on the department's Internet website.

20 As used in this section, "life cycle cost" means the total cost of
21 the initial project and all anticipated costs for subsequent
22 maintenance, repair, or resurfacing, which may also include
23 external costs imposed upon users of the project as result of use of
24 the project, over the life of the pavement.

25 (cf: P.L.2000, c.73, s.12)]¹

26
27 ¹[3.] 2.¹ This act shall take effect immediately but shall
28 remain inoperative until the first fiscal year following enactment
29 and shall apply to all reports issued after that fiscal year.

SENATE, No. 862

STATE OF NEW JERSEY 221st LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2024 SESSION

Sponsored by:

Senator ANTHONY M. BUCCO

District 25 (Morris and Passaic)

Senator PATRICK J. DIEGNAN, JR.

District 18 (Middlesex)

Co-Sponsored by:

Senators O'Scanlon and Moriarty

SYNOPSIS

Requires DOT to provide additional information in annual report on pavement condition and conduct pavement lifecycle cost analysis; make report available to public.

CURRENT VERSION OF TEXT

As reported by the Senate Transportation Committee with technical review.



(Sponsorship Updated As Of: 6/13/2024)

1 AN ACT requiring the Department of Transportation to provide
2 additional information concerning the condition of pavements in
3 the State and pothole repair and amending P.L.2000, c.73.
4

5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:
7

8 1. Section 11 of P.L.2000, c.73 (C.27:1B-21.24) is amended to
9 read as follows:

10 11. The commissioner shall issue a report to the Governor and,
11 pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1), to the
12 Legislature at the end of each fiscal year containing the numerical
13 ranking of pavements for roads needing maintenance and repair in
14 accordance with the method developed in section 10 of **[this act]**
15 P.L.2000, c.73 (C.27:1B-21.23). The report shall also identify the
16 repair and maintenance projects that were completed during the
17 fiscal year, including the number of pothole repair projects, provide
18 an estimate of the cost impact to the department for each
19 maintenance and repair project, including pothole repair projects,
20 that utilized road surface material or other road treatment, identify
21 the resources the department has allocated for each maintenance
22 and repair project, including pothole repair projects, and provide an
23 estimate for the timeframe to conduct each maintenance and repair
24 project, including the response times to conduct emergency pothole
25 repair projects.

26 The report issued pursuant to this section shall also be made
27 available to the public on the department's Internet website.

28 (cf: P.L.2000, c.73, s.11)
29

30 2. Section 12 of P.L.2000, c.73 (C.27:1B-21.25) is amended to
31 read as follows:

32 12. a. The commissioner shall conduct a life cycle cost analysis
33 of pavement surfaces and report the findings of the analysis to the
34 Governor and, pursuant to section 2 of P.L.1991, c.164 (C.52:14-
35 19.1), to the Legislature no later than one year after the date of
36 enactment of **[this act]** P.L.2000, c.73 (C.27:1B-21.14 et al.). The
37 analysis shall compare equivalent designs and shall be based upon
38 New Jersey's actual historic project maintenance, repair, and
39 resurfacing schedules and costs as recorded by the Department of
40 Transportation, and shall include estimates of user costs throughout
41 the entire life of the pavement.

42 b. The commissioner shall conduct a life cycle cost analysis of
43 pavement surfaces and report the findings of the analysis to the
44 Governor and, pursuant to section 2 of P.L.1991, c.164 (C.52:14-
45 19.1), to the Legislature no later than one year after the date of

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 enactment of P.L. _____, c. _____ (pending before the Legislature as this
2 bill). The analysis shall compare equivalent designs and shall be
3 based upon New Jersey's actual historic project maintenance, repair,
4 and resurfacing schedules and costs as recorded by the Department
5 of Transportation, and shall include estimates of costs to users of
6 State roadways throughout the entire life of the pavement, including
7 the number of pothole damage claims filed by users of State
8 roadways and the associated costs of damages as recorded by the
9 Division of Risk Management within the Department of the
10 Treasury.

11 The report issued pursuant to this subsection shall also be made
12 available to the public on the department's Internet website.

13 As used in this section, "life cycle cost" means the total cost of
14 the initial project and all anticipated costs for subsequent
15 maintenance, repair, or resurfacing, which may also include
16 external costs imposed upon users of the project as result of use of
17 the project, over the life of the pavement.

18 (cf: P.L.2000, c.73, s.12)

19

20 3. This act shall take effect immediately but shall remain
21 inoperative until the first fiscal year following enactment and shall
22 apply to all reports issued after that fiscal year.

ASSEMBLY TRANSPORTATION AND INDEPENDENT AUTHORITIES COMMITTEE

STATEMENT TO **SENATE, No. 862**

with committee amendments

STATE OF NEW JERSEY

DATED: MAY 8, 2025

The Assembly Transportation and Independent Authorities Committee reports favorably and with committee amendments Senate Bill No. 862.

As amended and reported, this bill requires the Department of Transportation (department) to include additional information on pothole repairs in the annual “Report to the Governor and Legislature on New Jersey’s Roadway Pavement System” (annual report).

Under the bill, the department is required to, in addition to identifying the repair and maintenance projects that were completed during the foregoing fiscal year, including an estimate of the cost impact to the department for each maintenance and repair project, the department is required to include in the annual report: (1) the number of maintenance pothole repairs; (2) an estimate of the cost impact to the department maintenance pothole repairs that utilized road surface material or treatment including the tonnage of materials the department utilized for maintenance pothole repairs; and (3) the number of pothole damage claims filed by users of State roadways and the associated costs of damages as recorded and provided by the Department of the Treasury.

Lastly, the bill requires the annual report to be made available to the public on the department’s Internet website.

As amended and reported by the committee, Senate Bill No. 862 is identical to Assembly Bill No. 2596, which was also amended and reported by the committee on this date.

COMMITTEE AMENDMENTS:

The committee amended the bill to:

(1) clarify that the annual report is to include the number and cost impact of maintenance pothole repairs, rather than pothole repair projects, and include information concerning the tonnage of materials the department utilized for such repairs, rather than the resources the department allocated for each maintenance and repair project;

(2) remove a provision that required the annual report to include an estimate for the timeframe to conduct each maintenance and repair

project, including the response times to conduct emergency pothole repair projects;

(3) include a provision that the annual report is to include information concerning the number of pothole damage claims filed by users of State roadways and the associated costs of damages as recorded and provided by the Department of the Treasury;

(4) remove a requirement that the department conduct a life cycle cost analysis of the pavement surfaces not later than one year after the bill's effective date, which analysis includes the number of pothole damage claims filed by users of State roadways and the associated costs of damages to vehicles, as recorded by the Division of Risk Management within the Department of the Treasury; and

(5) revise the bill's synopsis.

SENATE TRANSPORTATION COMMITTEE

STATEMENT TO

SENATE, No. 862

STATE OF NEW JERSEY

DATED: MAY 6, 2024

The Senate Transportation Committee reports favorably Senate Bill No. 862.

As reported, this bill requires the Department of Transportation (department) to include, in the annual “Report to the Governor and Legislature on New Jersey’s Roadway Pavement System” (annual report), additional information on pothole repairs.

Under the bill, the department is required to, in addition to identifying the repair and maintenance projects that were completed during the foregoing fiscal year and the cost of each project, identify the number of pothole repair projects and the cost of pothole repair projects, identify the resources the department has allocated for each maintenance and repair project, and provide an estimate for the timeframe to conduct each maintenance and repair project, including the response times for emergency pothole repair projects, in the annual report.

The department is also required to conduct a lifecycle cost analysis of the pavement surfaces which includes, the number of pothole damage claims filed by users of State roadways and the associated costs of damages to vehicles as recorded by the Division of Risk Management within the Department of the Treasury.

Lastly, the bill requires the annual report and the lifecycle cost analysis to be made available to the public on the department’s Internet website.

This bill was prefiled for introduction in the 2024-2025 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

ASSEMBLY, No. 2596

STATE OF NEW JERSEY

221st LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2024 SESSION

Sponsored by:

Assemblyman ROBERT J. KARABINCHAK

District 18 (Middlesex)

Assemblyman CLINTON CALABRESE

District 36 (Bergen and Passaic)

Co-Sponsored by:

**Assemblymen McGuckin, Kanitra, Inganamort and Assemblywoman
Carter**

SYNOPSIS

Requires DOT to provide additional information in annual report on pavement condition and conduct pavement lifecycle cost analysis; make report available to public.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



(Sponsorship Updated As Of: 10/21/2024)

1 AN ACT requiring the Department of Transportation to provide
2 additional information concerning the condition of pavements in
3 the State and pothole repair and amending P.L.2000, c.73.
4

5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:
7

8 1. Section 11 of P.L.2000, c.73 (C.27:1B-21.24) is amended to
9 read as follows:

10 11. The commissioner shall issue a report to the Governor and,
11 pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1), to the
12 Legislature at the end of each fiscal year containing the numerical
13 ranking of pavements for roads needing maintenance and repair in
14 accordance with the method developed in section 10 of **【this act】**
15 P.L.2000, c.73 (C.27:1B-21.23). The report shall also identify the
16 repair and maintenance projects that were completed during the
17 fiscal year, including the number of pothole repair projects, provide
18 an estimate of the cost impact to the department for each
19 maintenance and repair project, including pothole repair projects,
20 that utilized road surface material or other road treatment, identify
21 the resources the department has allocated for each maintenance
22 and repair project, including pothole repair projects, and provide an
23 estimate for the timeframe to conduct each maintenance and repair
24 project, including the response times to conduct emergency pothole
25 repair projects.

26 The report issued pursuant to this section shall also be made
27 available to the public on the department's internet website.

28 (cf: P.L.2000, c.73, s.11)
29

30 2. Section 12 of P.L.2000, c.73 (C.27:1B-21.25) is amended to
31 read as follows:

32 12. a. The commissioner shall conduct a life cycle cost analysis
33 of pavement surfaces and report the findings of the analysis to the
34 Governor and, pursuant to section 2 of P.L.1991, c.164 (C.52:14-
35 19.1), to the Legislature no later than one year after the date of
36 enactment of **【this act】** P.L.2000, c.73 (C.27:1B-21.14 et al.). The
37 analysis shall compare equivalent designs and shall be based upon
38 New Jersey's actual historic project maintenance, repair, and
39 resurfacing schedules and costs as recorded by the Department of
40 Transportation, and shall include estimates of user costs throughout
41 the entire life of the pavement.

42 b. The commissioner shall conduct a life cycle cost analysis of
43 pavement surfaces and report the findings of the analysis to the
44 Governor and, pursuant to section 2 of P.L.1991, c.164 (C.52:14-
45 19.1), to the Legislature no later than one year after the date of

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 enactment of P.L. _____, c. _____ (C. _____) (pending before the
2 Legislature as this bill). The analysis shall compare equivalent
3 designs and shall be based upon New Jersey's actual historic project
4 maintenance, repair, and resurfacing schedules and costs as
5 recorded by the Department of Transportation, and shall include
6 estimates of costs to users of State roadways throughout the entire
7 life of the pavement, including the number of pothole damage
8 claims filed by users of State roadways and the associated costs of
9 damages as recorded by the Division of Risk Management within
10 the Department of the Treasury.

11 The report issued pursuant to this section shall also be made
12 available to the public on the department's internet website.

13 As used in this section, "life cycle cost" means the total cost of
14 the initial project and all anticipated costs for subsequent
15 maintenance, repair, or resurfacing, which may also include
16 external costs imposed upon users of the project as result of use of
17 the project, over the life of the pavement.

18 (cf: P.L.2000, c.73, s.12)

19

20 3. This act shall take effect immediately but shall remain
21 inoperative until the first fiscal year following enactment and shall
22 apply to all reports issued after that fiscal year.

23

24

25 STATEMENT

26

27 This bill requires the Department of Transportation (department)
28 to include, in the annual "Report to the Governor and Legislature on
29 New Jersey's Roadway Pavement System" (annual report),
30 additional information on pothole repairs.

31 Under the bill, the department is required to, in addition to
32 identifying the repair and maintenance projects that were completed
33 during the foregoing fiscal year and the cost of each project,
34 identify the number of pothole repair projects and the cost of
35 pothole repair projects, identify the resources the department has
36 allocated for each maintenance and repair project, and provide an
37 estimate for the timeframe to conduct each maintenance and repair
38 project, including the response times for emergency pothole repair
39 projects, in the annual report.

40 The department is also required to conduct a lifecycle cost
41 analysis of the pavement surfaces which includes, the number of
42 pothole damage claims filed by users of State roadways and the
43 associated costs of damages to vehicles as recorded by the Division
44 of Risk Management within the Department of the Treasury.

45 Lastly, the bill requires the annual report and the lifecycle cost
46 analysis to be made available to the public on the department's
47 internet website.

[First Reprint]

ASSEMBLY, No. 2596

STATE OF NEW JERSEY
221st LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2024 SESSION

Sponsored by:

Assemblyman ROBERT J. KARABINCHAK

District 18 (Middlesex)

Assemblyman CLINTON CALABRESE

District 36 (Bergen and Passaic)

Co-Sponsored by:

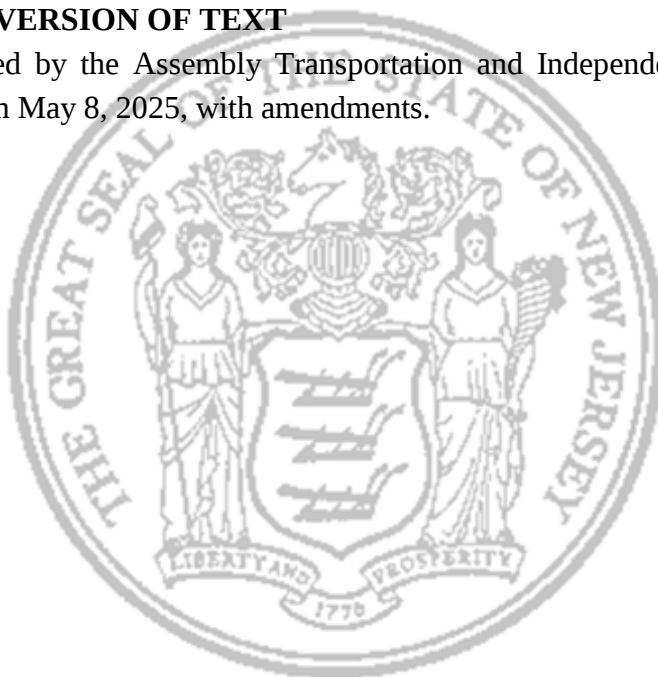
Assemblymen McGuckin, Kanitra, Inganamort, Assemblywomen Carter, Fantasia, Donlon and Peterpaul

SYNOPSIS

Requires DOT to provide additional information in annual report on pavement condition; makes report available to public.

CURRENT VERSION OF TEXT

As reported by the Assembly Transportation and Independent Authorities Committee on May 8, 2025, with amendments.



(Sponsorship Updated As Of: 5/22/2025)

1 AN ACT requiring the Department of Transportation to provide
 2 additional information concerning the condition of pavements in
 3 the State and pothole repair and amending P.L.2000, c.73.

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

7
 8 1. Section 11 of P.L.2000, c.73 (C.27:1B-21.24) is amended to
 9 read as follows:

10 11. The commissioner shall issue a report to the Governor and,
 11 pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1), to the
 12 Legislature at the end of each fiscal year containing the numerical
 13 ranking of pavements for roads needing maintenance and repair in
 14 accordance with the method developed in section 10 of **[this act]**
 15 P.L.2000, c.73 (C.27:1B-21.23). The report shall also identify the
 16 repair and maintenance projects that were completed during the
 17 fiscal year, including the number of ¹‘maintenance’ pothole ¹**[repair**
 18 **projects]** repairs¹, provide an estimate of the cost impact to the
 19 department for each maintenance and repair project, including
 20 ¹‘maintenance’ pothole ¹**[repair projects]** repairs¹, that utilized road
 21 surface material or ¹**[other road]** treatment ¹**[, identify]** including¹
 22 the ¹**[resources]** tonnage of materials¹ the department ¹**[has**
 23 **allocated]** utilized¹ for ¹**[each maintenance and repair project,**
 24 **including pothole repair projects,** and provide an estimate for the
 25 timeframe to conduct each maintenance and repair project,
 26 including the response times to conduct emergency pothole repair
 27 projects] maintenance pothole repairs, and in coordination with the
 28 Division of Risk Management within the Department of the
 29 Treasury, include the number of pothole damage claims filed by
 30 users of State roadways and the associated costs of damages as
 31 recorded and provided by the Department of the Treasury¹.

32 The report issued pursuant to this section shall also be made
 33 available to the public on the department’s ¹**[internet]** Internet¹
 34 website.

35 (cf: P.L.2000, c.73, s.11)

36
 37 ¹**[2.** Section 12 of P.L.2000, c.73 (C.27:1B-21.25) is amended to
 38 read as follows:

39 12. a. The commissioner shall conduct a life cycle cost analysis
 40 of pavement surfaces and report the findings of the analysis to the
 41 Governor and, pursuant to section 2 of P.L.1991, c.164 (C.52:14-
 42 19.1), to the Legislature no later than one year after the date of
 43 enactment of **[this act]** P.L.2000, c.73 (C.27:1B-21.14 et al.). The

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.

Matter enclosed in superscript numerals has been adopted as follows:

¹Assembly ATR committee amendments adopted May 8, 2025.

1 analysis shall compare equivalent designs and shall be based upon
2 New Jersey's actual historic project maintenance, repair, and
3 resurfacing schedules and costs as recorded by the Department of
4 Transportation, and shall include estimates of user costs throughout
5 the entire life of the pavement.

6 b. The commissioner shall conduct a life cycle cost analysis of
7 pavement surfaces and report the findings of the analysis to the
8 Governor and, pursuant to section 2 of P.L.1991, c.164 (C.52:14-
9 19.1), to the Legislature no later than one year after the date of
10 enactment of P.L. , c. (C.) (pending before the
11 Legislature as this bill). The analysis shall compare equivalent
12 designs and shall be based upon New Jersey's actual historic project
13 maintenance, repair, and resurfacing schedules and costs as
14 recorded by the Department of Transportation, and shall include
15 estimates of costs to users of State roadways throughout the entire
16 life of the pavement, including the number of pothole damage
17 claims filed by users of State roadways and the associated costs of
18 damages as recorded by the Division of Risk Management within
19 the Department of the Treasury.

20 The report issued pursuant to this section shall also be made
21 available to the public on the department's internet website.

22 As used in this section, "life cycle cost" means the total cost of
23 the initial project and all anticipated costs for subsequent
24 maintenance, repair, or resurfacing, which may also include
25 external costs imposed upon users of the project as result of use of
26 the project, over the life of the pavement.

27 (cf: P.L.2000, c.73, s.12)】¹

28
29 ¹【3.】 2.¹ This act shall take effect immediately but shall
30 remain inoperative until the first fiscal year following enactment
31 and shall apply to all reports issued after that fiscal year.

ASSEMBLY TRANSPORTATION AND INDEPENDENT AUTHORITIES COMMITTEE

STATEMENT TO **ASSEMBLY, No. 2596**

with committee amendments

STATE OF NEW JERSEY

DATED: MAY 8, 2025

The Assembly Transportation and Independent Authorities Committee reports favorably and with committee amendments Assembly Bill No. 2596.

As amended and reported, this bill requires the Department of Transportation (department) to include additional information on pothole repairs in the annual “Report to the Governor and Legislature on New Jersey’s Roadway Pavement System” (annual report).

Under the bill, in addition to identifying the repair and maintenance projects that were completed during the foregoing fiscal year, including an estimate of the cost impact to the department for each maintenance and repair project, the department is required to include in the annual report: (1) the number of maintenance pothole repairs; (2) an estimate of the cost impact to the department maintenance pothole repairs that utilized road surface material or treatment, including the tonnage of materials the department utilized for maintenance pothole repairs; and (3) the number of pothole damage claims filed by users of State roadways and the associated costs of damages as recorded and provided by the Department of the Treasury.

Lastly, the bill requires the annual report to be made available to the public on the department’s Internet website.

As amended and reported by the committee, Assembly Bill No. 2596 is identical to Senate Bill No. 862, which was also amended and reported by the committee on this date.

This bill was pre-filed for introduction in the 2024-2025 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

COMMITTEE AMENDMENTS:

The committee amended the bill to:

(1) clarify that the annual report is to include the number and cost impact of maintenance pothole repairs, rather than pothole repair projects, and include information concerning the tonnage of materials

the department utilized for such repairs, rather than the resources the department allocated for each maintenance and repair project;

(2) remove a provision that required the annual report to include an estimate for the timeframe to conduct each maintenance and repair project, including the response times to conduct emergency pothole repair projects;

(3) include a provision that the annual report is to include information concerning the number of pothole damage claims filed by users of State roadways and the associated costs of damages as recorded and provided by the Department of the Treasury;

(4) remove a requirement that the department conduct a life cycle cost analysis of the pavement surfaces not later than one year after the bill's effective date, which analysis includes the number of pothole damage claims filed by users of State roadways and the associated costs of damages to vehicles, as recorded by the Division of Risk Management within the Department of the Treasury;

(5) revise the bill's synopsis; and

(6) make technical changes.

Acting Governor Way Takes Action on Legislation

Posted on - 08/4/2025

TRENTON – Today, Acting Governor Way signed the following bills into law:

S-862/A-2596 (A.M. Bucco, Diegnan/Karabinchak, Calabrese) - Requires DOT to provide additional information in annual report on pavement condition; makes report available to public

S-4567/A-5860 (Greenstein, Singleton/Morales, Singh, Swain) - Appropriates \$107,999,000 from constitutionally dedicated CBT revenues and various Green Acres funds to DEP for local government open space acquisition, park development, and planning projects, and for certain administrative expenses

A-1948/S-2223 (Speight, Reynolds-Jackson, Wimberly/Ruiz, O'Scanlon) - Requires VCCO to issue annual report to Governor and Legislature

Governor Phil Murphy

Posted on: August 4, 2025

Bucco Bill Requiring Pothole Data in Annual DOT Report Becomes Law

Today, Acting Governor Tahesha Way signed legislation sponsored by Senate Republican Leader Anthony M. Bucco (R-25) that will require the Department of Transportation to provide new information about potholes in their annual report on New Jersey's Roadway Pavement System.



“Every day, New Jerseyans navigate a challenging network of roads thar are often littered with potholes to commute across our state,” said Sen. Bucco. “Now that this bill has become law, we are taking a crucial step towards improving road safety and increasing transportation transparency for Garden State commuters.”

In addition to providing updates on road repairs and maintenance projects completed during the fiscal year, Senator Bucco’s legislation will now require the DOT to provide detailed information about the number of potholes filled, the total cost, and the number of pothole damage claims filed by commuters on state roadways.

This information would also be publicly available on the DOT’s website.

You can [read the full version of the bill, S-862, online.](#)

Posted on: August 5, 2025

Bill to Increase Pothole Repair Transparency Signed into Law

Karabinchak, Calabrese legislation will provide residents with information on the status of pothole repairs

(TRENTON) – Legislation requiring the New Jersey Department of Transportation (DOT) to include detailed pothole repair data in its annual roadway report was signed into law on Monday. Bill **A2596**, sponsored by Assemblymen **Robert Karabinchak** and **Clinton Calabrese**, is designed to give residents better access to information on road repairs, costs, and timelines, helping the State maintain safer and more reliable roadways.



“New Jersey drivers know the frustration of hitting a pothole all too well, but until now, there’s been little visibility into how and when those issues are addressed,” **said Assemblyman Karabinchak (D-Middlesex)**. “By tracking pothole repairs more transparently, we’re giving the public the tools to see how their government is working for them, and helping the DOT make data-driven decisions to strengthen our transportation system.”

The bill tasks the DOT with identifying the number of pothole repair projects, associated costs, response times, and estimated timelines for repairs in its annual report that it provides to the Governor and Legislature on New Jersey’s Roadway Pavement System. The bill also requires the DOT to conduct a life cycle cost analysis of the pavement surfaces, including the number of pothole damage claims filed by users of state roadways and the associated costs of damages as recorded by the Division of Risk Management within the Department of the Treasury. Under the bill, the report will be publicly available on the DOT’s website.

“Drivers may not read every line of a DOT report, but they do notice every pothole, and they deserve to know what’s being done to fix them,” **said Assemblyman Calabrese (D-Bergen, Passaic), Chair of the Assembly Transportation and Independent Authorities Committee**. “This legislation ensures that information is clear, accessible, and directly in the public’s hands. By bridging the gap between state-level planning and everyday experience, we can make smarter investments, improve road safety, and ensure our maintenance efforts meet the real needs of New Jersey residents.”