

40:5-18

LEGISLATIVE HISTORY CHECKLIST  
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NJSA: 40:5-18

(Municipal taxes  
and assessments--  
payment with bad  
check)

LAWS OF: 1990

CHAPTER: 105

Bill No: S1196

Sponsor(s): McManimon

Date Introduced: Pre-filed

Committee: Assembly: Municipal Government

Senate: County & Municipal Government

Amended during passage: No

Date of Passage: Assembly: October 4, 1990

Senate: April 5, 1990

Date of Approval: November 16, 1990

Following statements are attached if available:

Sponsor statement: Yes

Committee Statement: Assembly: Yes

Senate: Yes

Fiscal Note: No

Veto Message: No

Message on signing: No

Following were printed:

Reports: No

Hearings: No

KBG/SLJ

DO NOT  
REPLY

P.L.1990, CHAPTER 105, approved November 16, 1990

1990 Senate No. 1196

1 ~~AN ACT concerning municipal service charges for certain checks~~  
2 ~~which are returned for insufficient funds and supplementing~~  
3 ~~Title 40 of the Revised Statutes.~~

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

7 1. a. The governing body of a municipality may provide, by  
8 resolution or ordinance, for the imposition of a service charge to  
9 be added to any account owing to the municipality, if payment  
10 tendered on the account was by a check or other written  
11 instrument which was returned for insufficient funds.

12 b. Whenever an account owing to a municipality is for a tax or  
13 special assessment, the service charge authorized by this section  
14 shall be included on whatever list of delinquent accounts is  
15 prepared for the enforcement of the lien.

16 c. The service charge for a check or other written instrument  
17 returned for insufficient funds shall be determined and set by  
18 resolution or by ordinance of the governing body, from time to  
19 time, as appropriate, but shall not exceed \$20 per check or other  
20 written instrument.

21 d. Any service charge authorized by this section shall be  
22 collected in the same manner prescribed by law for the collection  
23 of the account for which the check or other written instrument  
24 was tendered. In addition, the governing body may require future  
25 payments to be tendered in cash or by certified or cashier's  
26 check.

27 2. This act shall take effect immediately.

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LOCAL GOVERNMENT

32 Permits municipality to establish service charge for checks  
33 returned for insufficient funds.

SENATE, No. 1196

STATE OF NEW JERSEY

Introduced Pending Technical Review by Legislative Counsel

PRE-FILED FOR INTRODUCTION IN THE 1990 SESSION

By Senator McMANIMON

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STATEMENT

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32 This bill would permit the governing body of a municipality, by  
33 resolution or ordinance, to impose a service charge for checks,  
34 used to tender payment to the municipality, that are returned due  
35 to insufficient funds. The bill authorizes the imposition of a  
36 service charge of up to \$20 for each item that is returned due to  
37 insufficient funds. The service charge would be collected in the  
38 same manner as the account for which the check was tendered  
39 and the governing body would be permitted to require future  
40 payments on the account to be made in cash or by certified or  
41 cashier's check.

LOCAL GOVERNMENT

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Permits municipality to establish service charge for checks  
returned for insufficient funds.

ASSEMBLY MUNICIPAL GOVERNMENT COMMITTEE

STATEMENT TO

SENATE, No. 1196

STATE OF NEW JERSEY

DATED: JUNE 25, 1990

The Assembly Municipal Government Committee reports favorably Senate Bill No. 1196.

Senate Bill No. 1196 permits the governing body of a municipality, by resolution or ordinance, to impose a service charge for checks, used to tender payment to the municipality, that are returned due to insufficient funds. The bill authorizes the imposition of a service charge of up to \$20 for each item that is returned due to insufficient funds. The service charge would be collected in the same manner as the account for which the check was tendered and the governing body would be permitted to require future payments on the account to be made in cash or by certified or cashier's check.

SENATE COUNTY AND MUNICIPAL  
GOVERNMENT COMMITTEE

STATEMENT TO

**SENATE, No. 1196**

**STATE OF NEW JERSEY**

DATED: MARCH 5, 1990

The Senate County and Municipal Government Committee reports favorably Senate Bill No. 1196.

Senate Bill No. 1196 permits the governing body of a municipality, by resolution or ordinance, to impose a service charge for checks, used to tender payment to the municipality, that are returned due to insufficient funds. The bill authorizes the imposition of a service charge of up to \$20 for each item that is returned due to insufficient funds. The service charge would be collected in the same manner as the account for which the check was tendered and the governing body would be permitted to require future payments on the account to be made in cash or by certified or cashier's check.

This bill was pre-filed for introduction in the 1990 session pending technical review. As reported, the bill includes the changes required by technical review which has been performed.