

LEGISLATIVE HISTORY CHECKLIST

NJSA: 40A:12-21 (Local government property-- convey to certain nonprofit youth services organizations)

CHAPTER 84

Laws Of: 1987

Bill No: A863

Sponsor(s): Zecker

Date Introduced: Pre-filed

Committee: Assembly: Municipal Government

Senate: County and Municipal Government

Amended during passage: Yes Amendments during passage denoted by asterisks.

Date of Passage: Assembly: February 13, 1986

Senate: March 23, 1987

Date of Approval: April 2, 1987

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

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ASSEMBLY, No. 863**STATE OF NEW JERSEY**

PRE-FILED FOR INTRODUCTION IN THE 1986 SESSION

By Assemblyman ZECKER

AN ACT concerning conveyances by counties and municipalities to certain nonprofit organizations and amending P. L. 1971, c. 199.

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

1 1. Section 21 of P. L. 1971, c. 199 (C. 40A:12-21) is amended to
2 read as follows:

3 21. Private sales to certain organizations upon nominal con-
4 sideration. When the governing body of any county or munic-
5 ipality shall determine that all or any part of a tract of land, with
6 or without improvements, owned by the county or municipality,
7 is not then needed for county or municipal purposes, as the case
8 may be, said governing body, by resolution or ordinance, may
9 authorize a private sale and conveyance of the same, or any part
10 thereof without compliance with any other law governing disposal
11 of lands by counties and municipalities, for a consideration, which
12 may be nominal, and containing a limitation that such lands or
13 buildings shall be used only for the purposes of such organization
14 or association, and to render such services or to provide such
15 facilities as may be agreed upon, and not for commercial business,
16 trade or manufacture, and that if said lands or buildings are not
17 used in accordance with said limitation, title thereto shall revert
18 to the county or municipality without any entry or reentry made
19 thereon on behalf of such county or municipality, to

20 (a) A duly incorporated volunteer fire company or board of fire
21 commissioners or first aid and emergency or volunteer ambulance
22 or rescue squad association of a municipality within the county,

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 printed in italics *thus* is new matter.

Matter enclosed in asterisks or stars has been adopted as follows:

*—Senate committee amendments adopted June 19, 1986.

23 in the case of a county, or of the municipality, in the case of a
24 municipality, for the construction thereon of a firehouse or fire
25 school or a first aid and emergency or volunteer ambulance or
26 rescue squad building or for the use of any existing building for
27 any or all of said purposes and any such land or building sold to
28 any duly incorporated volunteer fire company may be leased by
29 such fire company to any volunteer firemen's association for the
30 use thereof for fire school purposes for the benefit of the members
31 of such association, or

32 (b) Any nationally chartered organization or association of
33 veterans of any war, in which the United States has or shall have
34 been engaged, by a conveyance for consideration, a part of which
35 may be an agreement by the organization or association to render
36 service or to provide facilities for the general public of the county
37 or municipality, of a kind which the county or municipality may
38 furnish to its citizens and to the general public, or

39 (c) A duly incorporated nonprofit hospital association for the
40 construction or maintenance thereon of a general hospital, or

41 (d) Any paraplegic veteran, that is to say, any officer, soldier,
42 sailor, marine, nurse or other person, regularly enlisted or inducted,
43 who was or shall have been in the active military or naval forces
44 of the United States in any war in which the United States was
45 engaged, and who, at the time he was commissioned, enlisted, in-
46 ducted, appointed or mustered into such military or naval service,
47 was a resident of and who continues to reside in this State, who
48 is suffering from paraplegia and has permanent paralysis of both
49 legs or the lower parts of the body resulting from injuries sus-
50 tained through enemy action or accident while in such active mili-
51 tary or naval service, for the construction of a home to domicile
52 him, or to any organization or association of veterans, for the
53 construction of a home or homes to domicile paraplegic veterans,
54 with powers to convey said lands and premises to the paraplegic
55 veteran or veterans on whose behalf said organization or associa-
56 tion shall acquire title to said land, or

57 (e) Any duly incorporated nonprofit association or any regional
58 commission or authority composed of one or more municipalities
59 or one or more counties for the construction or maintenance
60 thereon of an animal shelter, or

61 (f) Any duly incorporated nonprofit historical society for the
62 acquisition of publicly owned historic sites for their restoration,
63 preservation, improvement and utilization for the benefit of the
64 general public, or

65 (g) Any duly incorporated nonprofit cemetery organization or

66 association serving the residents of the municipality or county, or
 67 (h) Any duly incorporated nonprofit organization for the prin-
 68 cipal purpose of the education or treatment of persons afflicted with
 69 developmental disabilities including cerebral palsy, or

70 (i) Any county or municipal sewerage authority serving the
 71 residents of the county or municipality, for the use thereof for
 72 sewerage authority purposes, *or*

73 *(j) Any duly incorporated nonprofit organization for the pur-
 74 pose of building or rehabilitating residential property for resale.
 75 Any profits from the resale of the property shall be applied by the
 76 nonprofit organization to the costs of acquiring and rehabilitating
 77 other residential property in need of rehabilitation owned by the
 78 county or municipality, *or**

79 *[(j)]* *(k)* *Any duly incorporated nonprofit organization or*
 80 *association*, other than a political, partisan, sectarian, denomina-*
 81 *tional or religious organization or association, which was estab-*
 82 *lished exclusively for the purpose of* providing the youth of the*
 83 *county or municipality with educational, recreational, medical or*
 84 *social services.*

1 2. This act shall take effect immediately.

MUNICIPAL GOVERNMENT

Permits counties and municipalities to convey property to non-
 profit organizations providing certain services for youths.

66 association serving the residents of the municipality or county, or

67 (h) Any duly incorporated nonprofit organization for the prin-
68 cipal purpose of the education or treatment of persons afflicted with
69 developmental disabilities including cerebral palsy, or

70 (i) Any county or municipal sewerage authority serving the
71 residents of the county or municipality, for the use thereof for
72 sewerage authority purposes, or

73 (j) *Any duly incorporated nonprofit organization or association*
74 *providing the youth of the county or municipality with educational,*
75 *recreational, medical or social services.*

1 2. This act shall take effect immediately.

STATEMENT

This bill amends section 21 of P. L. 1971, c. 199 (C. 40A:12-21) to permit counties and municipalities to convey property owned by the counties or municipalities, respectively, for nominal consideration to any incorporated nonprofit organization or association serving the youth of the community with educational, recreational, medical or social services.

A 863 (1987)

ASSEMBLY MUNICIPAL GOVERNMENT COMMITTEE

STATEMENT TO

ASSEMBLY, No. 863

STATE OF NEW JERSEY

DATED: FEBRUARY 3, 1986

The committee reports favorably Assembly Bill No. 863.

This bill permits counties and municipalities to convey property for nominal consideration to any incorporated nonprofit organization or association serving the youth of the community with educational, recreational, medical or social services.

Current law permits county or municipal owned land or buildings to be conveyed to nine different categories of nonprofit community service organizations. This bill adds a tenth category "incorporated nonprofit organizations or associations serving the youth of the community with educational, recreational, medical or social services."

This bill was pre-filed for introduction in the 1986 session pending technical review. Technical review has been completed and all technical corrections have been made.

SENATE COUNTY AND MUNICIPAL GOVERNMENT
COMMITTEE

STATEMENT TO
ASSEMBLY, No. 863

with Senate committee amendments

STATE OF NEW JERSEY

DATED: JUNE 16, 1986

The Senate County and Municipal Government Committee reports favorably and with committee amendments Assembly Bill No. 863.

Assembly Bill No. 863 Sca permits counties and municipalities to convey property for nominal consideration to certain incorporated nonprofit organizations or associations serving the youth of the community with educational, recreational, medical or social services.

Current law permits county or municipally owned land or buildings to be conveyed to 10 different categories of nonprofit community service organization. This bill, as amended, adds an eleventh category of organization to which a county or municipality may convey property for nominal consideration. Specifically, a county or municipality may convey such property to any incorporated nonprofit organization or association, other than a sectarian, denominational, religious, political or partisan organization which was established exclusively for the purpose of providing the youth of that community with educational, recreational, medical or social services.