

40:37-132.2

LEGISLATIVE HISTORY CHECKLIST

(County parks--allowable--maintenance expenditures--increase under certain circumstances)

NJSA 40:37-132.2

LAWS 1980

CHAPTER 131

Bill No. S1431

Sponsor(s) Graves and Hirkala

Date Introduced July 28, 1980

Committee: Assembly -----

Senate -----

Amended during passage Yes

~~No~~ Substituted for A2000 (not attached since identical to S1431) - Assembly committee statement to A2000 (attached) Amendments during passage denoted by asterisks

Date of Passage: Assembly Sept. 29, 1980

Senate Aug. 4, 1980

Date of approval Oct. 20, 1980

Following statements are attached if available:

Sponsor statement Yes ~~No~~

Committee Statement: Assembly ~~Yes~~ No

Senate ~~Yes~~ No

Fiscal Note ~~Yes~~ No

Veto Message ~~Yes~~ No

Message on signing Yes ~~No~~

Following were printed:

Reports ~~Yes~~ No

Hearings ~~Yes~~ No

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**SENATE, No. 1431****STATE OF NEW JERSEY**

INTRODUCED JULY 28, 1980

By Senators GRAVES and HIRKALA

(Without Reference)

AN ACT concerning \***[certain]**\* county park commissions and supplementing chapter 37 of Title 40 of the Revised Statutes.

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

1 1. When, in any county \***[of the second class]**\* having a county  
2 park commission governed by the provisions of R. S. 40:37-96 to  
3 40:37-174, inclusive, the park commission has heretofore trans-  
4 ferred and conveyed or shall hereafter transfer and convey park-  
5 lands or parkways to the State of New Jersey for State highway  
6 purposes, an amount not to exceed \$50,000.00 of the moneys re-  
7 ceived in payment therefor may be released, annually, by the  
8 governing body of the county for expenditure by the county park  
9 commission for the operation and maintenance of its existing park  
10 or parkway lands. The balance of such moneys, if any, shall be  
11 applied, in the manner determined by the governing body of  
12 the county, to the retirement of any outstanding and unpaid county  
13 bonds issued for the purpose of the acquisition and original im-  
14 provement of the park lands or parkways so transferred or con-  
15 veyed to the State; and any remaining balance shall be set aside  
16 by said park commission as a capital improvement fund which, with  
17 the concurrence of the governing body of the county, may be used  
18 from time to time by the commission for the acquisition of addi-  
19 tional lands for park or parkway purposes and the development  
20 and improvement of such lands or parkways or the public parks  
21 under the jurisdiction of the commission.

1 2. This act shall take effect immediately.

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.**

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STATEMENT

The purpose of this bill is to authorize county park commissions in counties of the second class to expend as much as \$50,000.00, annually, in the maintenance and operation of county parks, when such money becomes available as a result of the acquisition of

any county park commission parkland by the State for highway purposes.

In the case of highly developed counties, or counties with an already extensive municipal, county and State park system, the problems of county park maintenance, and the rising costs of county park operations, often become more important priorities than parkland acquisition. In light of those conditions, it may well be appropriate to authorize limited expenditures on maintenance and operations when funds are provided by the State, in payment for park commission property taken for State Highway purposes. This bill would provide the necessary statutory authority to make such expenditures.

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ASSEMBLY COUNTY GOVERNMENT COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 2000**

**STATE OF NEW JERSEY**

DATED: SEPTEMBER 15, 1980

The purpose of this bill is to permit, upon the approval of the governing body, county park commissions in counties of the second class to expend up to \$50,000.00 annually for park maintenance and operation under certain circumstances.

Under the provisions of the bill, whenever certain second class counties transfer or convey parklands or parkways to the State for State highway purposes, the governing body may release up to \$50,000.00 of the moneys received for such transfer or conveyance to the county park commission for maintenance and operation purposes.

The bill further provides that the balance of any such moneys shall be applied to retire any outstanding county bonds issued for the purpose of acquiring or improving those parklands or parkways which have been transferred to the State. Any remaining moneys are to be set aside by the park commission for capital improvement purposes and, if approved by the governing body of the county, the acquisition of additional park lands.

The committee, at the sponsor's request, amended the bill to make its provisions applicable to all counties.

FROM THE OFFICE OF THE GOVERNOR

FOR IMMEDIATE RELEASE

FOR FURTHER INFORMATION

OCTOBER 20, 1980

PATRICK SWEENEY

Governor Brendan Byrne today signed S-1431, sponsored by Senator Frank X. Graves (D-Passaic), which permits county park commissioners to spend as much as \$50,000 annually in maintenance and operation of parks when such money becomes available as a result of the acquisition of parkland by the State for highway purposes.

This bill is designed to alleviate the present fiscal crisis of the Passaic County Park Commission, where the Commission received \$750,000 from the County in this year's budget, \$290,000 less than the amount it received last year.

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