

54:5-104.29

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LEGISLATIVE FACT SHEET

N.J.R.S. 54:5-104.29
54:5-104.32a
54:5-104.32b

on County forecbsore - Municipal tax sale.

(1974 Amendment)

LAWS OF 1974

CHAPTER 22 April 25, 1974

SENATE BILL 737

ASSEMBLY BILL

INTRODUCED Feb. 4, 1974

BY Lynch, Dwyer

SPONSOR'S STATEMENT

YES NO

ASSEMBLY COMMITTEE STATEMENT

YES NO

SENATE COMMITTEE STATEMENT

YES NO

FISCAL NOTE

YES NO

AMENDED DURING PASSAGE

YES NO

HEARING

VETO

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SENATE, No. 737

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 4, 1974

By Senators LYNCH and DWYER

Referred to Committee on County and Municipal Government

AN ACT to amend the title of "An act providing for the foreclosure by any municipality for its own use or by the State in the name of the municipality for the use of the State of rights of redemption of real property from tax sales, supplementing chapter 5 of Title 54 of the Revised Statutes and repealing chapter 333 of the laws of 1947," approved May 28, 1948 (P. L. 1948, c. 96), as said title was amended by P. L. 1964, c. 39, so that the same shall read "An act providing for foreclosure by any municipality for its own use or by the State or a county in the name of the municipality for the use of the State or the county, as the case may be, of rights of redemption of real property from tax sales, supplementing chapter 5 of Title 54 of the Revised Statutes and repealing chapter 333 of the laws of 1947," and to amend P. L. 1964, c. 39 supplementary thereto.

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

1 1. The title of P. L. 1948, c. 96, as said title was amended by P. L.
2 1964, c. 39, is amended to read "An act providing for foreclosure
3 by any municipality for its own use or by the State or a county
4 in the name of the municipality for the use of the State or the
5 county, as the case may be, of rights of redemption of real property
6 from tax sales, supplementing chapter 5 of Title 54 of the Revised
7 Statutes and repealing chapter 333 of the laws of 1947."

1 2. Section 2 of P. L. 1964, c. 39 (C. 54:5-104.32a) is amended to
2 read as follows:

3 2. In any case in which any municipality has conveyed to the State
4 of New Jersey or a county thereof its right, title and interest in any
5 real property, acquired through the purchase of any tax sale
6 certificate covering said real property, the State or the county may,
7 in the name of the municipality, foreclose the rights of redemption

8 of said real property from tax sales, in the name of the municipality
9 but for the use of the State *or the county, as the case may be*, under
10 the In Rem Tax Foreclosure Act, 1948.

1 3. Section 3 of P. L. 1964, c. 39 (C. 54:5-104.32b) is amended to
2 read as follows:

3 3. The proceeding shall be begun in the name of the municipality
4 for the use of the State *or the county*, without the adoption of any
5 resolution by the governing body of the municipality to foreclose
6 any such tax sale certificate, and shall proceed in the same manner
7 as is provided in such In Rem Tax Foreclosure Act and the Rules
8 of the Supreme Court governing such proceeding, in the case in
9 which the proceedings are brought and prosecuted by the munici-
10 pality for its own use and if a judgment barring the rights of
11 redemption and foreclosing all prior or subsequent alienations and
12 descents of the lands and encumbrances thereon, is entered thereon,
13 it shall adjudge an absolute and indefeasible estate in fee simple
14 in the lands therein described, to be vested in the State *or the*
15 *county, as the case may be*, and such judgment shall be binding and
16 final upon all persons in the same manner as though it was entered
17 in favor of the municipality for its own use.

1 4. This act shall take effect immediately.