



**FLOOR AMENDMENT STATEMENT:** Yes

**LEGISLATIVE FISCAL ESTIMATE:** Yes

**VETO MESSAGE:** No

**GOVERNOR'S PRESS RELEASE ON SIGNING:** Yes

**FOLLOWING WERE PRINTED:**

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**REPORTS:** No

**HEARINGS:** No

**NEWSPAPER ARTICLES:** No

end

P.L.2015, CHAPTER 273, *approved January 19, 2016*  
Assembly, No. 2299 (*First Reprint*)

1 AN ACT concerning exemptions from certain construction permit  
2 surcharge fees, amending P.L.1989, c.223, and making an  
3 appropriation.

4

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

7

8 1. Section 1 of P.L.1989, c.223 (C.52:27D-126e) is amended to  
9 read as follows:

10 1. a. Notwithstanding the provisions of the "State Uniform  
11 Construction Code Act," P.L.1975, c.217 (C.52:27D-119 et seq.), or  
12 any rules, regulations or standards adopted pursuant thereto, to the  
13 contrary, the governing body of any municipality which has  
14 appointed an enforcing agency pursuant to the provisions of section  
15 8 of P.L.1975, c.217 (C.52:27D-126) may, by ordinance, provide  
16 that no person shall be charged a construction permit surcharge fee  
17 or enforcing agency fee for any construction, reconstruction,  
18 alteration or improvement designed and undertaken solely to  
19 promote accessibility by disabled persons to an existing public or  
20 private structure or any of the facilities contained therein.

21 The ordinance may further provide that a disabled person, or a  
22 parent or sibling of a disabled person, shall not be required to pay  
23 any municipal fee or charge in order to secure a construction permit  
24 for any construction, reconstruction, alteration or improvement  
25 which promotes accessibility to his own living unit.

26 For the purposes of this **[section]** subsection, "disabled person"  
27 means a person who has the total and permanent inability to engage  
28 in any substantial gainful activity by reason of any medically  
29 determinable physical or mental impairment, including blindness,  
30 and shall include, but not be limited to, any resident of this State  
31 who is disabled pursuant to the federal Social Security Act (42  
32 U.S.C.416), or the federal Railroad Retirement Act of 1974 (45  
33 U.S.C.231 et seq.), or is rated as having a 60% disability or higher  
34 pursuant to any federal law administered by the United States  
35 Veterans' Act. For purposes of this paragraph "blindness" means  
36 central visual acuity of 20/200 or less in the better eye with the use  
37 of a correcting lens. An eye which is accompanied by a limitation in  
38 the fields of vision such that the widest diameter of the visual field  
39 subtends an angle no greater than 20 degrees shall be considered as  
40 having a central visual acuity of 20/200 or less.

**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:

<sup>1</sup>Assembly AMV committee amendments adopted June 12, 2014.

1        b. (1) Notwithstanding the provisions of the "State Uniform  
2 Construction Code Act," P.L.1975, c.217 (C.52:27D-119 et seq.) or  
3 any rules, regulations or standards adopted pursuant thereto to the  
4 contrary, the governing body of any municipality which has  
5 appointed an enforcing agency pursuant to the provisions of section  
6 8 of P.L.1975, c.217 (C.52:27D-126) shall not charge a person who  
7 has a service-connected disability declared by the United States  
8 'Department of' Veterans' [Administration] Affairs', or its  
9 successor, to be a total or 100% permanent disability that would  
10 entitle them to a property tax exemption under section 1 of  
11 P.L.1948, c.259 (C.54:4-3.30) or a spouse, parent, sibling, or  
12 guardian of the disabled veteran, a construction permit surcharge  
13 fee or enforcing agency fee for any construction, reconstruction,  
14 alteration, or improvement designed and undertaken solely to  
15 promote accessibility by the disabled veteran to his own living unit.

16        (2) A municipality that has granted an exemption from a  
17 construction permit surcharge fee or enforcing agency fee pursuant  
18 to paragraph (1) of this subsection may apply to the Department of  
19 Community Affairs, in accordance with rules and regulations  
20 promulgated by the Commissioner of Community Affairs for this  
21 purpose, for reimbursement of those exempt fees.

22 (cf: P.L.1996, c.92, s.1)

23

24        2. There is appropriated from the General Fund to the  
25 Department of Community Affairs the sum of \$20,000 for the  
26 purpose of providing reimbursements to municipalities for  
27 exemptions required to be granted from construction permit  
28 surcharge fees or enforcing agency fees pursuant to this act.

29

30        3. This act shall take effect immediately.

31

32

33

34

35        Requires municipalities to exempt 100% disabled veterans from  
36 construction permit surcharge fees for improvements to promote  
37 living unit accessibility; appropriates \$20,000 for municipal  
38 reimbursements.

# ASSEMBLY, No. 2299

## STATE OF NEW JERSEY 216th LEGISLATURE

INTRODUCED FEBRUARY 6, 2014

**Sponsored by:**

**Assemblyman BOB ANDRZEJCZAK**  
**District 1 (Atlantic, Cape May and Cumberland)**  
**Assemblyman DANIEL R. BENSON**  
**District 14 (Mercer and Middlesex)**  
**Assemblyman GILBERT "WHIP" L. WILSON**  
**District 5 (Camden and Gloucester)**

**Co-Sponsored by:**

**Assemblymen Johnson and DeAngelo**

**SYNOPSIS**

Requires municipalities to exempt 100% disabled veterans from construction permit surcharge fees for improvements to promote living unit accessibility; appropriates \$20,000 for municipal reimbursements.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 6/13/2014)**

1 AN ACT concerning exemptions from certain construction permit  
2 surcharge fees, amending P.L.1989, c.223, and making an  
3 appropriation.

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

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8 1. Section 1 of P.L.1989, c.223 (C.52:27D-126e) is amended to  
9 read as follows:

10 1. a. Notwithstanding the provisions of the "State Uniform  
11 Construction Code Act," P.L.1975, c.217 (C.52:27D-119 et seq.), or  
12 any rules, regulations or standards adopted pursuant thereto, to the  
13 contrary, the governing body of any municipality which has  
14 appointed an enforcing agency pursuant to the provisions of section  
15 8 of P.L.1975, c.217 (C.52:27D-126) may, by ordinance, provide  
16 that no person shall be charged a construction permit surcharge fee  
17 or enforcing agency fee for any construction, reconstruction,  
18 alteration or improvement designed and undertaken solely to  
19 promote accessibility by disabled persons to an existing public or  
20 private structure or any of the facilities contained therein.

21 The ordinance may further provide that a disabled person, or a  
22 parent or sibling of a disabled person, shall not be required to pay  
23 any municipal fee or charge in order to secure a construction permit  
24 for any construction, reconstruction, alteration or improvement  
25 which promotes accessibility to his own living unit.

26 For the purposes of this **[section]** subsection, "disabled person"  
27 means a person who has the total and permanent inability to engage  
28 in any substantial gainful activity by reason of any medically  
29 determinable physical or mental impairment, including blindness,  
30 and shall include, but not be limited to, any resident of this State  
31 who is disabled pursuant to the federal Social Security Act (42  
32 U.S.C.416), or the federal Railroad Retirement Act of 1974 (45  
33 U.S.C.231 et seq.), or is rated as having a 60% disability or higher  
34 pursuant to any federal law administered by the United States  
35 Veterans' Act. For purposes of this paragraph "blindness" means  
36 central visual acuity of 20/200 or less in the better eye with the use  
37 of a correcting lens. An eye which is accompanied by a limitation in  
38 the fields of vision such that the widest diameter of the visual field  
39 subtends an angle no greater than 20 degrees shall be considered as  
40 having a central visual acuity of 20/200 or less.

41 b. (1) Notwithstanding the provisions of the "State Uniform  
42 Construction Code Act," P.L.1975, c.217 (C.52:27D-119 et seq.) or  
43 any rules, regulations or standards adopted pursuant thereto to the  
44 contrary, the governing body of any municipality which has

**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 appointed an enforcing agency pursuant to the provisions of section  
2 8 of P.L.1975, c.217 (C.52:27D-126) shall not charge a person who  
3 has a service-connected disability declared by the United States  
4 Veterans Administration, or its successor, to be a total or 100%  
5 permanent disability that would entitle them to a property tax  
6 exemption under section 1 of P.L.1948, c.259 (C.54:4-3.30) or a  
7 spouse, parent, sibling, or guardian of the disabled veteran, a  
8 construction permit surcharge fee or enforcing agency fee for any  
9 construction, reconstruction, alteration, or improvement designed  
10 and undertaken solely to promote accessibility by the disabled  
11 veteran to his own living unit.

12 (2) A municipality that has granted an exemption from a  
13 construction permit surcharge fee or enforcing agency fee pursuant  
14 to paragraph (1) of this subsection may apply to the Department of  
15 Community Affairs, in accordance with rules and regulations  
16 promulgated by the Commissioner of Community Affairs for this  
17 purpose, for reimbursement of those exempt fees.

18 (cf: P.L.1996, c.92, s.1)

19

20 2. There is appropriated from the General Fund to the  
21 Department of Community Affairs the sum of \$20,000 for the  
22 purpose of providing reimbursements to municipalities for  
23 exemptions required to be granted from construction permit  
24 surcharge fees or enforcing agency fees pursuant to this act.

25

26 3. This act shall take effect immediately.

27

28

29

#### STATEMENT

30

31 This bill would require municipalities to exempt 100% disabled  
32 veterans or their caretakers from the payment of any construction  
33 permit surcharge fee or enforcing agency fee for any construction,  
34 reconstruction, alteration, or improvement designed and undertaken  
35 solely to promote accessibility by the disabled veteran to his own  
36 living unit. Under current law, the exemption from such fees for all  
37 disabled persons is merely discretionary for the municipality by  
38 ordinance. A municipality would be entitled to reimbursement for  
39 the exempt fees upon application to the Department of Community  
40 Affairs. The bill appropriates \$20,000 to the department for the  
41 purpose of funding the reimbursements.

ASSEMBLY MILITARY AND VETERANS' AFFAIRS  
COMMITTEE

STATEMENT TO  
**ASSEMBLY, No. 2299**

with committee amendments

**STATE OF NEW JERSEY**

DATED: JUNE 12, 2014

The Assembly Military and Veterans' Affairs Committee reports favorably and with committee amendments Assembly, No. 2299.

This bill would require municipalities to exempt 100% disabled veterans or their caretakers from the payment of any construction permit surcharge fee or enforcing agency fee for any construction, reconstruction, alteration, or improvement designed and undertaken solely to promote accessibility by the disabled veteran to his own living unit. Under current law, the exemption from such fees for all disabled persons is merely discretionary for the municipality by ordinance. A municipality would be entitled to reimbursement for the exempt fees upon application to the Department of Community Affairs. The bill appropriates \$20,000 to the department for the purpose of funding the reimbursements.

COMMITTEE AMENDMENTS

There was a technical amendment to the bill to update an agency name change.



# LEGISLATIVE FISCAL ESTIMATE

[First Reprint]

## ASSEMBLY, No. 2299

### STATE OF NEW JERSEY 216th LEGISLATURE

DATED: JULY 14, 2014

#### SUMMARY

- Synopsis:** Requires municipalities to exempt 100 percent disabled veterans from construction permit surcharge fees for improvements to promote living unit accessibility; appropriates \$20,000 for municipal reimbursements.
- Type of Impact:** Increased State costs.  
Indeterminate loss of municipal revenues.
- Agencies Affected:** Department of Community Affairs.

#### Office of Legislative Services Estimate

<b>Fiscal Impact</b>	<b><u>Year 1</u></b>	<b><u>Year 2</u></b>	<b><u>Year 3</u></b>
<b>State Cost</b>	\$20,000		Indeterminate
<b>Local Revenue</b>	Indeterminate – See comments below		

- Enactment of Assembly Bill No. 2299 (1R) would result in an increase in State costs and an indeterminate loss of municipal revenues. Municipalities would lose revenues paid by 100 percent disabled veterans or their caretakers for construction permit fees or enforcing agency fees associated with certain improvements to their living units.
- The Office of Legislative Services (OLS) cannot provide a more specific estimate of total municipal revenues because information on the total amount of construction permit surcharge fees and enforcing agency fees paid by 100 percent disabled veterans are not available at this time.
- Current law permits municipalities to adopt ordinances exempting veterans with a disability rating of 60 percent or higher from the payment of construction permit fees or enforcing agency fees. Municipalities that have exercised this option would experience no loss of municipal revenues.

## **BILL DESCRIPTION**

Assembly Bill No. 2299 (1R) of 2014 requires municipalities to exempt 100 percent disabled veterans or their caretakers from the payment of any construction permit surcharge fee or enforcing agency fee for any construction, reconstruction, alteration, or improvement designed and undertaken solely to promote accessibility by the disabled veteran to his own living unit. Under current law the exemption from such fees for all disabled persons is discretionary by ordinance. A municipality would be entitled to reimbursement for the exempt fees upon application to the Department of Community Affairs. The bill appropriates \$20,000 to the department for the purpose of funding the reimbursements.

## **FISCAL ANALYSIS**

### ***EXECUTIVE BRANCH***

None received.

### ***OFFICE OF LEGISLATIVE SERVICES***

The OLS concludes that the enactment of Assembly Bill No. 2299 (1R) would result in an increase in State costs and an indeterminate loss of municipal revenues. The State would incur new costs in the form of reimbursements paid to municipalities for exempt construction permit surcharge fees and enforcing agency fees. Municipalities would lose construction permit surcharge fees and enforcing agency fees paid by 100 percent disabled veterans for construction, reconstruction, alteration, or improvement designed and undertaken solely to promote accessibility to the living unit by the disabled veteran. Although the bill appropriates \$20,000 for reimbursements to municipalities, it is unclear whether that amount is sufficient to cover the full amount of exempt fees. The funds provided for municipal reimbursement are a one-time appropriation and the Legislature would have to authorize future appropriations for additional moneys.

The OLS cannot provide a more specific estimate of total municipal revenues because information on the total amount of construction permit surcharge fees and enforcing agency fees paid by 100 percent disabled veterans is not available at this time. Current law does not provide a uniform fee schedule for use by all municipalities. The “State Uniform Construction Code Act” P.L.1975, c.217 (C.52:27D-119 et seq.) provides that when the enforcing agency (the construction official and subcode officials) is appointed by the municipality, the governing body, is required to adopt an ordinance setting fees for plan review, construction permits, certificates of occupancy, demolition permits, moving of building permits, elevator permits, and sign permits. State regulations require the fee schedule to be calculated to reasonably cover the cost for the operation of the enforcing agency. Revenue losses will vary among municipalities and could be offset by increasing enforcing agency fees. The total amount of fees paid often depends on the scope of the work to be performed.

Current law permits a municipality, by ordinance to exempt disabled persons from the payment of construction permit surcharge fees or enforcing agency fees for any construction, reconstruction, alteration, or improvement designed and undertaken solely to promote accessibility by disabled persons to an existing public or private structure, and designed and undertaken solely to promote accessibility to the living unit by the disabled veteran. Included in

the class of disabled persons that may be subject to the fee exemption are persons rated as having a 60 percent disability or higher pursuant to any federal law administered by the United States Veterans' Act. Because totally disabled veterans have a rating of 100 percent, they would already be exempt from the payment of construction permit surcharge fees and enforcing agency fees. In these instances, there would be no loss of municipal revenues.

*Section: Local Government*

*Analyst: Scott A. Brodsky  
Senior Fiscal Analyst*

*Approved: David J. Rosen  
Legislative Budget and Finance Officer*

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

# ASSEMBLY APPROPRIATIONS COMMITTEE

## STATEMENT TO

[First Reprint]

**ASSEMBLY, No. 2299**

# **STATE OF NEW JERSEY**

DATED: OCTOBER 2, 2014

The Assembly Appropriations Committee reports favorably Assembly Bill No. 2299 (1R).

This bill requires municipalities to exempt 100% disabled veterans or their caretakers from the payment of any construction permit surcharge fee or enforcing agency fee for any construction, reconstruction, alteration, or improvement designed and undertaken solely to promote accessibility by the disabled veteran to the veteran's own living unit.

The bill authorizes a municipality to apply for reimbursement for the exempted fees to the Department of Community Affairs. The bill appropriates \$20,000 to the department for the purpose of funding the reimbursements.

### FISCAL IMPACT:

- The Office of Legislative Services (OLS) estimates that enactment of the bill will result in an indeterminate increase in State costs and an indeterminate loss of municipal revenues.

Municipalities will lose revenues paid by 100 percent disabled veterans or their caretakers for construction permit fees or enforcing agency fees associated with certain improvements to their living units. The OLS cannot provide a specific estimate of total municipal revenues because information on the total amount of construction permit surcharge fees and enforcing agency fees paid by 100 percent disabled veterans is not available at this time.

Under current law, a municipality has the option to exempt "disabled persons" (persons who are "disabled" pursuant to the Social Security Act or the Railroad Retirement Act of 1974, who are rated as having a 60% disability or higher pursuant to the Veterans' Act, or who are legally blind) from such fees. Municipalities that have already exercised this option, and have therefore already exempted such fees on behalf of 100% disabled veterans, would experience no loss of municipal revenues from enactment of the bill.

Although the bill appropriates \$20,000 for reimbursements to municipalities, it is unclear whether that amount is sufficient to cover the full amount of exempt fees.

# SENATE BUDGET AND APPROPRIATIONS COMMITTEE

## STATEMENT TO

[First Reprint]

**ASSEMBLY, No. 2299**

# **STATE OF NEW JERSEY**

DATED: DECEMBER 21, 2015

The Senate Budget and Appropriations Committee reports favorably Assembly Bill No. 2299 (1R).

This bill requires municipalities to exempt 100% disabled veterans or their caretakers from the payment of any construction permit surcharge fee or enforcing agency fee for any construction, reconstruction, alteration, or improvement designed and undertaken solely to promote accessibility by the disabled veteran to the veteran's own living unit.

The bill authorizes a municipality to apply for reimbursement for the exempted fees to the Department of Community Affairs. The bill appropriates \$20,000 from the General Fund to the department for the purpose of funding the reimbursements.

As reported, this bill is identical to Senate Bill No. 239, as amended and reported by the committee.

### FISCAL IMPACT:

The Office of Legislative Services projects this bill will result in an indeterminate, recurring State cost increase equal to the reimbursements the department pays to municipalities to compensate them for their revenue loss from exempting 100% disabled veterans, or their caretakers, from construction permit surcharge fees or enforcing agency fees. The bill appropriates \$20,000 to the department for reimbursements, but it is unclear if that amount is sufficient to cover municipal reimbursement requests.

Current law permits municipalities to exempt veterans with a disability rating of 60% or higher from the payment of construction permit surcharge fees or enforcing agency fees. Municipalities that have already exercised this option will experience a revenue gain under the bill from newly receiving State reimbursements for the revenue they already forgo from granting fee exemptions to 100% disabled veterans.

The OLS cannot quantify the State cost increase and potential municipal revenue gain because of insufficient information on: municipal construction permit surcharge fee and enforcing agency fee collections from 100% disabled veterans, and the total value of fee exemptions certain municipalities may already grant to 100% disabled veterans.

# SENATE, No. 239

## STATE OF NEW JERSEY 216th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2014 SESSION

**Sponsored by:**

**Senator JEFF VAN DREW**

**District 1 (Atlantic, Cape May and Cumberland)**

**Senator BRIAN P. STACK**

**District 33 (Hudson)**

**SYNOPSIS**

Requires municipalities to exempt 100% disabled veterans from construction permit surcharge fees for improvements to promote living unit accessibility; appropriates \$20,000 for municipal reimbursements.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel



S239 VAN DREW, STACK

2

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2 surcharge fees, amending P.L.1989, c.223, and making an  
3 appropriation.  
4

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13 contrary, the governing body of any municipality which has  
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15 8 of P.L.1975, c.217 (C.52:27D-126) may, by ordinance, provide  
16 that no person shall be charged a construction permit surcharge fee  
17 or enforcing agency fee for any construction, reconstruction,  
18 alteration or improvement designed and undertaken solely to  
19 promote accessibility by disabled persons to an existing public or  
20 private structure or any of the facilities contained therein.

21 The ordinance may further provide that a disabled person, or a  
22 parent or sibling of a disabled person, shall not be required to pay  
23 any municipal fee or charge in order to secure a construction permit  
24 for any construction, reconstruction, alteration or improvement  
25 which promotes accessibility to his own living unit.

26 For the purposes of this **[section]** subsection, "disabled person"  
27 means a person who has the total and permanent inability to engage  
28 in any substantial gainful activity by reason of any medically  
29 determinable physical or mental impairment, including blindness,  
30 and shall include, but not be limited to, any resident of this State  
31 who is disabled pursuant to the federal Social Security Act (42  
32 U.S.C.416), or the federal Railroad Retirement Act of 1974 (45  
33 U.S.C.231 et seq.), or is rated as having a 60% disability or higher  
34 pursuant to any federal law administered by the United States  
35 Veterans' Act. For purposes of this paragraph "blindness" means  
36 central visual acuity of 20/200 or less in the better eye with the use  
37 of a correcting lens. An eye which is accompanied by a limitation in  
38 the fields of vision such that the widest diameter of the visual field  
39 subtends an angle no greater than 20 degrees shall be considered as  
40 having a central visual acuity of 20/200 or less.

41 b. (1) Notwithstanding the provisions of the "State Uniform  
42 Construction Code Act," P.L.1975, c.217 (C.52:27D-119 et seq.), or  
43 any rules, regulations or standards adopted pursuant thereto, to the  
44 contrary, the governing body of any municipality which has

**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 appointed an enforcing agency, pursuant to the provisions of section  
2 8 of P.L.1975, c.217 (C.52:27D-126), shall not charge a person who  
3 has a service-connected disability declared by the United States  
4 Veterans Administration or its successor to be a total or 100%  
5 permanent disability, that would entitle them to a property tax  
6 exemption under section 1 of P.L.1948, c.259 (C.54:4-3.30), or a  
7 spouse, parent, sibling, or guardian of the disabled veteran, a  
8 construction permit surcharge fee or enforcing agency fee for any  
9 construction, reconstruction, alteration, or improvement designed  
10 and undertaken solely to promote accessibility by the disabled  
11 veteran to his own living unit.

12 (2) A municipality that has granted an exemption from a  
13 construction permit surcharge fee or enforcing agency fee pursuant  
14 to paragraph (1) of this subsection may apply to the Department of  
15 Community Affairs, in accordance with rules and regulations  
16 promulgated by the Commissioner of Community Affairs for this  
17 purpose, for reimbursement of those exempt fees.

18 (cf: P.L.1996, c.92, s.1)

19

20 2. There is appropriated from the General Fund to the  
21 Department of Community Affairs the sum of \$20,000 for the  
22 purpose of providing reimbursements to municipalities for  
23 exemptions required to be granted from construction permit  
24 surcharge fees or enforcing agency fees pursuant to this act.

25

26 3. This act shall take effect immediately.

27

28

29

#### STATEMENT

30

31 This bill would require municipalities to exempt 100% disabled  
32 veterans, or their caretakers, from the payment of any construction  
33 permit surcharge fee or enforcing agency fee for any construction,  
34 reconstruction, alteration, or improvement designed and undertaken  
35 solely to promote accessibility by the disabled veteran to his own  
36 living unit. Under current law, the exemption from such fees for all  
37 disabled persons is merely discretionary for the municipality by  
38 ordinance. A municipality would be entitled to reimbursement for  
39 the exempt fees upon application to the Department of Community  
40 Affairs. The bill appropriates \$20,000 to the department for the  
41 purpose of funding the reimbursements.



# SENATE COMMUNITY AND URBAN AFFAIRS COMMITTEE

## STATEMENT TO

### **SENATE, No. 239**

# **STATE OF NEW JERSEY**

DATED: MAY 19, 2014

The Senate Community and Urban Affairs Committee reports favorably Senate Bill No. 239.

This bill would require municipalities to exempt 100% disabled veterans, or their caretakers, from the payment of any construction permit surcharge fee or enforcing agency fee for any construction, reconstruction, alteration, or improvement designed and undertaken solely to promote accessibility by the disabled veteran to his or her own living unit. Under current law, municipalities have the discretion to exempt such fees for all disabled persons. This bill would establish a mandatory fee exemption for 100% disabled veterans.

A municipality would be entitled to reimbursement for the exempt fees upon application to the Department of Community Affairs. The bill appropriates \$20,000 to the department for the purpose of funding the reimbursements.

This bill was pre-filed for introduction in the 2014-2015 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

# SENATE BUDGET AND APPROPRIATIONS COMMITTEE

## STATEMENT TO

### **SENATE, No. 239**

with committee amendments

# **STATE OF NEW JERSEY**

DATED: DECEMBER 21, 2015

The Senate Budget and Appropriations Committee reports favorably Senate Bill No. 239, with committee amendments.

As amended, this bill requires municipalities to exempt 100% disabled veterans or their caretakers from the payment of any construction permit surcharge fee or enforcing agency fee for any construction, reconstruction, alteration, or improvement designed and undertaken solely to promote accessibility by the disabled veteran to the veteran's own living unit.

The bill authorizes a municipality to apply for reimbursement for the exempted fees to the Department of Community Affairs. The bill appropriates \$20,000 from the General Fund to the department for the purpose of funding the reimbursements.

As amended and reported, this bill is identical to Assembly Bill No. 2299 (1R), as also reported by the committee.

#### COMMITTEE AMENDMENTS:

The amendments replace outdated internal references to the United States Veterans Administration with references to the United States Department of Veterans Affairs, and make certain other technical changes as to punctuation.

#### FISCAL IMPACT:

The Office of Legislative Services projects this bill will result in an indeterminate, recurring State cost increase equal to the reimbursements the department pays to municipalities to compensate them for their revenue loss from exempting 100% disabled veterans, or their caretakers, from construction permit surcharge fees or enforcing agency fees. The bill appropriates \$20,000 to the department for reimbursements, but it is unclear if that amount is sufficient to cover municipal reimbursement requests.

Current law permits municipalities to exempt veterans with a disability rating of 60% or higher from the payment of construction permit surcharge fees or enforcing agency fees. Municipalities that have already exercised this option will experience a revenue gain under the bill from newly receiving State reimbursements for the

revenue they already forgo from granting fee exemptions to 100% disabled veterans.

The OLS cannot quantify the State cost increase and potential municipal revenue gain because of insufficient information on: municipal construction permit surcharge fee and enforcing agency fee collections from 100% disabled veterans, and the total value of fee exemptions certain municipalities may already grant to 100% disabled veterans.

# LEGISLATIVE FISCAL ESTIMATE

[First Reprint]

**SENATE, No. 239**

## **STATE OF NEW JERSEY 216th LEGISLATURE**

DATED: DECEMBER 24, 2015

### SUMMARY

- Synopsis:** Requires municipalities to exempt 100 percent disabled veterans from construction permit surcharge fees for improvements to promote living unit accessibility; appropriates \$20,000 for municipal reimbursements.
- Type of Impact:** Indeterminate, recurring State cost increase.  
Potential indeterminate, recurring municipal revenue gain.
- Agencies Affected:** Department of Community Affairs and municipalities.

#### Office of Legislative Services Estimate

<b>Fiscal Impact</b>	<b><u>Year 1</u></b>	<b><u>Year 2</u></b>	<b><u>Year 3</u></b>
<b>State Cost Increase</b>		Indeterminate – See comments below	
<b>Local Revenue Gain</b>		Indeterminate – See comments below	

- The Office of Legislative Services (OLS) projects that this bill will result in an indeterminate, recurring State cost increase equal to the reimbursements the Department of Community Affairs (DCA) will pay to municipalities to compensate them for their revenue loss from exempting 100 percent disabled veterans, or their caretakers, from construction permit fees or enforcing agency fees associated with certain improvements to their living units. The bill makes a one-time \$20,000 appropriation to the DCA for the reimbursements.
- Current law already permits municipalities to adopt ordinances exempting veterans with a disability rating of 60 percent or higher from the payment of construction permit fees or enforcing agency fees. Municipalities that have already exercised this option will experience a revenue gain under the bill from newly receiving State reimbursements for the revenue they forgo from granting fee exemptions to 100 percent disabled veterans.
- The OLS cannot quantify the State cost increase and potential municipal revenue gain because of a lack of information on: a) municipal construction permit surcharge fee and

enforcing agency fee collections from 100 percent disabled veterans; and b) the total value of fee exemptions certain municipalities may already grant to 100 percent disabled veterans.

## **BILL DESCRIPTION**

Senate Bill No. 239 (1R) of 2014 requires municipalities to exempt 100 percent disabled veterans, or their caretakers, from the payment of any construction permit surcharge fee or enforcing agency fee for any construction, reconstruction, alteration or improvement designed and undertaken solely to promote accessibility by the disabled veteran to his or her own living unit. Under current law, the exemption from such fees for all disabled persons is discretionary by ordinance.

The bill provides for the DCA to reimburse municipalities for their revenue loss from the fee exemptions upon application therefor by the municipalities. The bill also makes a one-time \$20,000 appropriation to the DCA for that purpose.

## **FISCAL ANALYSIS**

### ***EXECUTIVE BRANCH***

None received.

### ***OFFICE OF LEGISLATIVE SERVICES***

The OLS concludes that this bill will result in an indeterminate, recurring State cost increase equal to the reimbursements the DCA will pay to municipalities to compensate them for their revenue loss from exempting 100 percent disabled veterans, or their caretakers, from construction permit fees or enforcing agency fees associated with certain improvements to their living units. The OLS cannot quantify the State cost increase because of a lack of information on municipal construction permit surcharge fee and enforcing agency fee collections from 100 percent disabled veterans.

The bill makes a one-time \$20,000 appropriation to the DCA for the reimbursements. It is unclear, however, whether that amount will suffice to cover municipal reimbursement requests.

The bill will also yield a revenue gain to municipalities that already grant the bill's fee exemptions voluntarily, as the municipalities will become newly eligible for the reimbursement of their revenue loss from granting the fee exemptions. But the OLS cannot quantify the potential municipal revenue gain because of a lack of information on the total value of fee exemptions certain municipalities may already grant to 100 percent disabled veterans.

Under the bill, municipalities will lose construction permit surcharge fees and enforcing agency fees paid by 100 percent disabled veterans for any construction, reconstruction, alteration or improvement designed and undertaken solely to promote accessibility to the living unit by the disabled veteran. Municipalities may seek the reimbursement of the ensuing revenue loss from the DCA. Any revenue loss and compensating reimbursement will vary among municipalities.

Current law permits a municipality, by ordinance, to exempt disabled persons from the payment of construction permit surcharge fees or enforcing agency fees for any construction, reconstruction, alteration or improvement designed and undertaken solely to promote accessibility by disabled persons to an existing public or private structure, and designed and undertaken solely to promote accessibility to the living unit by the disabled veteran. Included in

the class of disabled persons that may be subject to the fee exemption are persons rating as having a 60 percent disability or higher, pursuant to any federal law administered by the United States Veterans' Act (sic). Municipalities that use the current authority to exempt from the fees totally disabled veterans having a rating of 100 percent will not incur any additional revenue loss under this bill but will become eligible to receive compensating State reimbursements. These municipalities will therefore experience a revenue gain. On the other hand, municipalities that will be newly required to provide the exemptions will incur the resulting revenue loss but will also receive offsetting State reimbursements.

*Section: Local Government*

*Analyst: Scott A. Brodsky  
Senior Fiscal Analyst*

*Approved: Frank W. Haines III  
Legislative Budget and Finance Officer*

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

STATEMENT TO  
[First Reprint]  
**SENATE, No. 239**

with Senate Floor Amendments  
(Proposed by Senator VAN DREW)

ADOPTED: JANUARY 7, 2016

The amendments eliminate the bill's requirement that the State reimburse municipalities for the construction permit surcharge fee revenues foregone due to the exemption for 100% disabled veterans. The amendments also eliminate the appropriation in the bill that would have funded those reimbursements.

## Governor Chris Christie Takes Action On Pending Legislation From The 216th Legislative Session

Tuesday, January 19, 2016 Tags: [Weather](#)



**Trenton, NJ** – Furthering his administration's commitment to New Jersey's veterans and military personnel, Governor Chris Christie took action today on legislation from the 216th Legislative Session, including 11 legislative measures designed to assist both active military members and veterans, along with their families.

"From the very start of this administration, we have focused on serving the needs of our veterans and the men and women still in active duty, assisting them with everything from securing jobs to finding the proper health care and social services," said Governor Christie. "The bills I signed today continue to make good on our promise to help those who have given so much of themselves to defend and serve this nation find a seamless transition back to civilian life and receive a helping-hand, when needed, no matter how long after their discharge from the military."

### The enacted legislation includes:

- **S-172/A-2276 (Whelan, Beach/DeAngelo, Quijano)** - Exempts disabled veterans and Purple Heart recipients from payment of municipal parking meter fees when their vehicles bear a disable veteran's or Purple Heart license plate or placard issued by New Jersey Motor Vehicle Commission
- **S-2972/A-4465 (Van Drew, Cruz-Perez/Andrzejczak, Tucker, Benson)** - Requires DMVA assist and mentor veterans through criminal justice system
- **A-1667/S-2155 (Johnson, DeAngelo, Andrzejczak, Mukherji, Pintor Marin/Van Drew, A.R. Bucco)** - Permits child whose parent or guardian is ordered into active military service to remain enrolled in school district where child's parent or guardian resided prior to active military service
- **A-2935/S-1325 (Andrzejczak, Lagana, Webber, Mosquera, Lampitt/Van Drew, A.R. Bucco)** - Authorizes property tax deferral for deployed military personnel
- **A-2299/S-239 (Andrzejczak, Benson/Van Drew, Stack)** - Requires municipalities to exempt 100% disabled veterans from construction permit surcharge fees for improvements to promote living unit accessibility; appropriates \$20,000 for municipal reimbursements
- **A-3552/S-2636 (Mazzeo, Andrzejczak, Mukherji, Benson/Beach, Van Drew)** - Creates financial planning assistance program for disabled veterans and their caregivers
- **A-3554/S-2606 (Mazzeo, Andrzejczak, Mukherji, Benson, Danielsens/Beach, Cruz-Perez)** - Increases income eligibility cap to receive respite care for certain veterans
- **AS for A-3750/S-2569 (Lampitt, Tucker, Andrzejczak, Singleton, Mosquera/Beach, Allen)** - Requires Adjutant General to create informational webpage for women veterans
- **A-4148/S-2731 (Andrzejczak, Benson/Van Drew, Beach)** - Provides an excused absence on Veterans Day for pupil who participates in certain activities for veterans or active duty members of United States Armed Forces or New Jersey National Guard

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- **A-4323/S-2952 (DeAngelo, Lagana, Muoio, Benson/Beach, Whelan)** - Expands timeframe for renewal of driver's license, registration, and inspection by military personnel and immediate family members under certain circumstances.
- **AJR-117/SJR-85 (Tucker, Holley, Vainieri Huttie/Beach, Whelan, Madden)** - Urges Congress to restore funding to Vets4Warriors veteran suicide hotline

The Governor also took the following action on other pending legislation:

#### BILL SIGNINGS:

BILL SIGNINGS:

- **S-451/A-1103 (Ruiz, Allen/Vainieri Huttie, Singleton, Benson)** - Establishes Office of the Special Education Ombudsman in DOE
- **S-485/A-1976 (Cunningham, Ruiz/Lampitt, Mosquera, Quijano)** -Requires president of public institution of higher education to regularly report on-campus criminal and fire events to the institution's governing board
- **S-489/A-4926 (Cunningham, T. Kean/Diegnan, Mukherji, Benson)** - Authorizes institutions of higher education to grant college credit to high school students who complete the Jersey Boys State or Jersey Girls State program
- **S-832/A-2039 (Whelan, Beach/Moriarty, Stender, Garcia)** - Permits voter registration of certain persons at age 17 for voting at next election occurring on or after 18th birthday
- **S-1046/A-2721 (Turner, Scutari/Gusciora)** - Concerns alterations in child support obligations in response to changes to status of supported child
- **S-1184/A-1950 (Vitale, Beach/Conaway, Diegnan, Sumter, Danielsen)** - Revises requirements for licensure and creates physician-delegated scope of practice for physician assistants
- **S-1346wGR/A-3837 (Rice/Coughlin, Garcia, Rodriguez-Gregg, Pintor Marin, Jasey)** - Concerns the recording of mortgages
- **S-1447/A-2829 (Greenstein, Addiego/Johnson, Mainor, Rible, Quijano)** - Prohibits posting, publishing on the Internet, or disclosing certain information regarding law enforcement officers
- **S-1567/A-410 (A.R. Bucco, Van Drew/A.M. Bucco, Bramnick, Johnson, Quijano, Rumana)** - Establishes DOT roadside memorial program for fallen police officers, sheriff's officers, EMS workers, and firefighters; designated as "Patrolman Joseph Wargo's Law"
- **S-1687/A-4924 (Ruiz, Vitale/Diegnan, Eustace)** - Permits students made homeless by act of terrorism or natural disaster to attend tuition-free the school district in which they resided prior to being homeless for two school years after the event
- **S-2032wGR/A-3440 (Codey, Turner/Diegnan, Eustace)** - Requires DOE to review Core Curriculum Content Standards to ensure that they incorporate modern computer science standards where appropriate
- **S-2110/A-3343 (Oroho/Space, Vainieri Huttie, Schaer, Phoebus, Pinkin)** - Requires nursing homes to offer form designating beneficiary of personal needs allowance accounts from incoming and current residents

- **S-2201/A-3273 (O'Toole/Russo, Rumana, Casagrande)** - Authorizes youth camps to maintain supply of epinephrine and permit trained employees to administer epinephrine to camp members suffering from anaphylaxis
- **SCS for S-2251/A-3708 (Oroho, Barnes/Diegnan, Webber, Johnson, Space, Phoebus)** - Increases monetary amounts for transfer of estate assets without administration and for exemption from debts of the deceased
- **S-2260wGR/A-688 (Scutari, Cardinale/Schaer)** - Modifies certain fees charged by, and requirements imposed on, check casher licensees
- **S-2284wGR/A-3549 (Pou, Weinberg/Schaer, Vainieri Huttie, Webber, Singleton, Jimenez, Johnson, Bramnick)** - Requires Medicaid managed care organizations to meet certain conditions prior to reducing reimbursement rates for personal care assistant services and home-based supportive care services
- **S-2442/A-3891 (T. Kean, Sarlo/Bramnick, Rodriquez-Gregg, Johnson, Casagrande, Schepisi)** - Establishes NJ Innovation and Research Fellowship Program in DOLWD
- **S-2495/A-3868 (Codey, Rice/Conaway, Singleton, Eustace, Coughlin)** - Authorizes State-chartered banks, savings banks, savings and loans, and credit unions to conduct certain savings account promotions
- **S-2617/A-3944 (Cardinale/Garcia, McKeon, Auth, Eustace, Pinkin)** - Requires DEP to adopt regulations to allow cultivation of commercial shellfish species in certain coastal and inner harbor waters for research, educational, or restoration purposes; requires community engagement process for revision thereof
- **S-2627/A-3957 (Cardinale, Sacco/Schepisi, Auth, Eustace, Rumana, Johnson)** - Designates State Highway Route 17 in Borough of Ramsey as "Staff Sergeant Timothy R. McGill Memorial Highway"
- **S-2695/A-4110 (T. Kean, Sacco/Dancer, Benson, Jimenez, Johnson)** - Requires MVC conduct study and make recommendations concerning electronic driver's licenses and mobile applications
- **S-2741/A-4213 (Doherty/Vainieri Huttie, Webber)** - Permits unregulated solicitation to perform snow shoveling within 24 hours of predicted snowstorm
- **S-2787wGR/A-4273 (Sweeney/Singleton, Burzichelli, Giblin, Prieto, Wimberly)** - Establishes vocational training pilot program in DOC; provides for inmate compensation for education and workforce training participation
- **S-2880/A-4704 (Lesniak, T. Kean/Diegnan, Wisniewski)** - Provides up to \$25 million in tax credits under Economic Redevelopment and Growth Grant Program for certain infrastructure at Rutgers, the State University of New Jersey
- **S-2922/A-4925 (Ruiz, Turner/Diegnan, Jasey)** - Requires DOE on its website to link to Department of Treasury's website where list is maintained of all third party individuals and vendors employed or retained for work associated with State assessments
- **S-2923/A-4901 (Ruiz, Turner/Jasey, Caputo)** - Requires school district or charter school to provide notification to parent or guardian of enrolled student on upcoming administration of State assessments or commercially-developed standardized assessment
- **S-2960/A-4331 (Codey, Rice/Garcia, Vainieri Huttie, Danielsén, DeAngelo, Holley, Benson, Mukherji)** -

Establishes requirements for training programs for homemaker-home health aides in care of patients with Alzheimer's disease and related disorders

- **S-3019/A-4771 (Sweeney, Stack/Burzichelli, Muoio)** - Requires filing of financial agreement for long term tax exemption with county finance officer and counsel; requires quarterly payment of county share of payment in lieu of tax
- **S-3129/A-4728 (Madden, Cunningham/DeAngelo, Benson, Lampitt, Quijano)** - Directs DOLWD to provide information regarding employee leave and benefit rights
- **S-3168/A-4769 (Sweeney, O'Toole/Burzichelli)** - Limits increase in annual budget requests of certain county entities
- **S-3170/A-4768 (Pou, Bateman/Burzichelli)** - Requires county superintendent of elections to operate pursuant to county administrative code; subjects certain salary costs of office of county superintendent of elections to review and approval by county governing body
- **S-3171/A-4575 (Whelan, Oroho/Greenwald, Burzichelli)** - Creates definition of certified mail
- **S-3182/A-4690 (Ruiz, Pou/Pintor Marin, Spencer, Sumter)** - Delays certain documentation submission deadlines under certain business tax credit programs
- **S-3207/A-4714 (Vitale, T. Kean/Lampitt, Mosquera)** - Limits liability of caregivers when facilitating normalcy for children in foster care
- **S-3240/A-4878 (Lesniak, Allen/Spencer, Sumter, Holley, Eustace)** - Authorizes establishment of recovery high school alternative education programs
- **S-3242/A-4856 (Vitale, Sweeney/Vainieri Huttie)** - Clarifies best interests of the child should be primary consideration in actions undertaken by State governmental entities and courts of law
- **S-3243/A-4702 (Vitale, Greenstein/Vainieri Huttie, Spencer)** - Provides that if minor appears to have been sexually assaulted, health care professionals in addition to physicians may authorize forensic sexual assault examination and medical care without parental consent
- **S-3247/A-4928 (Ruiz, Pou/Sumter, Wimberly)** - Eliminates cap on cost of SDA district school facilities projects that may be constructed by district and included in capital outlay budget
- **S-3282wGR/A-4850 (Rice, Cunningham/Wimberly, Mainor, Johnson)** - Expands Police Training Commission membership to include representative from Northern New Jersey and South Jersey Chapters of National Organization of Black Law Enforcement Executives
- **S-3303/A-4469 (Whelan/Quijano, Mukherji, Jimenez)** - Makes fraudulent use of social security number to collect lottery winnings crime of fourth degree
- **S-3321/A-4927 (Smith, Van Drew, Bateman/Spencer, Rumana)** - Authorizes DEP to require public access to waterfront and adjacent shoreline as condition of waterfront development approvals and CAFRA permits

- **SJR-22/AJR-40 (Weinberg/Johnson, Vainieri Huttie)** - Designates January 14 of each year as "Hannah G. Solomon Day"
- **ACS for A-206, 471, 1663, 2879, 3060, 3108wGR/S-2663 (Green, Spencer, Gusciora, Johnson, McKeon, Giblin, Wimberly, Mainor, Quijano/Turner, Lesniak, Pou)** - Shortens waiting periods for expungement of criminal and other records and information; makes various changes to other expungement procedures and requirements
- **A-311/S-2426 (Bramnick, Diegnan, Wimberly, Gusciora/Ruiz, T. Kean)** - Requires public schools to weight courses in visual and performing arts equally with other courses worth same number of credits in calculating grade point average
- **ACS for A-428/S-393 (Jimenez, Prieto/Sacco, Sarlo)** - Expands DNA database to include samples from disorderly persons who are fingerprinted and permits law enforcement officers to collect certain biological samples
- **A-801wGR/S-861 (Coughlin, Wisniewski, Mazzeo/Vitale, Sacco)** - Directs New Jersey Turnpike Authority and South Jersey Transportation Authority to study and report on potential revenue generating services of rest areas and service plazas
- **A-984/S-1534 (Andrzejczak, Wimberly/Van Drew, Bateman)** - Enhances penalty for tampering with evidence after fleeing the scene of an accident resulting in death
- **A-1455/S-2011 (Diegnan, Mosquera, Caputo, Jasey, Mukherji/Madden, Holzapfel)** - Abigail's Law; requires that newly-manufactured school buses be equipped with sensors
- **A-1462/S-3288 (Diegnan, Wimberly/Gill)** - Requires coin redemption machine operators to disclose fees
- **A-1466 (Diegnan, O'Donnell, Mainor, Garcia)** - Allows for waiver of school bus requirements for mobility assistance vehicle technicians who transport students with medical needs to and from school
- **A-1726wGR/S-308 (Eustace, Lagana, Mosquera, Vainieri Huttie, Wimberly/Gordon)** - Amends "Flood Hazard Area Control Act" to require DEP to take certain actions concerning delineations of flood hazard areas and floodplains
- **A-1812/S-2717 (Mosquera, Mazzeo, Andrzejczak/Cruz-Perez, Oroho, Jones)** - Extends protections of the new vehicle "lemon law" to new farm tractors purchased or leased in New Jersey
- **A-1958/S-1848 (Allen, Van Drew)** - Concerns exemptions from permits for certain agricultural activities under "Freshwater Wetlands Protection Act"
- **A-2597/S-2161 (Singleton, Diegnan, DiMaio/Ruiz, Beach)** - Provides that beginning with the 2016-2017 grade nine class, Advanced Placement computer science course may satisfy a part of the mathematics credits required for high school graduation
- **A-2839/S-2620 (Burzichelli, Space, Phoebus/Oroho, Turner)** - "New Jersey Rural Microenterprise Act"
- **A-2915/S-2035 (Lagana, McKeon, Ciattarelli/Bateman, Barnes)** - "Uniform Trust Code"

- **A-2943/S-1312 (Andrzejczak, DeAngelo, Mazzeo, Quijano, Danielsen/Van Drew, Allen)** - Provides for voluntary contributions by taxpayers on gross income tax returns for active duty members of United States Armed Forces, Reserve components thereof, and National Guard from New Jersey
  
- **A-3006/S-3272 (Conaway, Singleton, Eustace, DiMaio, Danielsen/Beach, Turner)** - Establishes procedure for consolidating fire districts
  
- **A-3019/S-1978 (Singleton, Conaway, Andrzejczak, Mazzeo, Garcia, Mosquera/Van Drew, Beach)** - Requires State Employment and Training Commission to prepare annual report on State workforce
  
- **A-3043/S-1943 (Space, DeAngelo, Egan, Phoebus, Moriarty/Oroho, Van Drew)** - Concerns authority of DOLWD to inspect prevailing wage public work projects
  
- **A-3044/S-1944 (Space, DeAngelo, Egan, Phoebus, Moriarty/Oroho, Van Drew)**  
Requires Commissioner of DOLWD to disseminate certain information to contractors who bid on or perform prevailing wage public work
  
- **A-3225/S-2333 (Singleton, Ribble, Lampitt, Quijano, Pintor Marin, Jimenez/Sweeney)** - Provides for licensure of chiropractic assistants
  
- **A-3228/S-2499 (Mukherji, Vainieri Huttie, Mosquera, Garcia/Turner)** - Requires sober living homes and other substance abuse aftercare treatment facilities to provide certain notifications to next-of-kin when patient is released from care; designated as "Nick Rohdes' Law"
- **A-3257wGR/S-2125 (Andrzejczak, Mazzeo, Burzichelli/Van Drew)** - Provides that determination by county agriculture development board or State Agriculture Development Committee as to what qualifies as farm-based recreational activity in pinelands protection area is binding on Pinelands Commission
  
- **A-3276/S-2248 (Mazzeo/Whelan)** - "Mainland Memoriam Act"; directs MVC to create graduated driver's license informational material to be distributed by motor vehicle dealers
  
- **A-3435wGR/S-2503 (Garcia, Mukherji, Vainieri Huttie, Mainor, Eustace, Mosquera/Stack, Gordon)** - "Boys & Girls Clubs Keystone Law"; permits minors to give consent for behavioral health care
  
- **A-3850/S-2467 (DeAngelo, Eustace, Mazzeo, Pintor Marin, Benson/Turner, Singer)** - Requires BPU to establish procedures allowing electric power and gas supplier customers to switch energy suppliers
  
- **A-3927/S-2820 (Andrzejczak, Mazzeo, Taliaferro, Dancer/Van Drew, Oroho)** - Requires drivers to slow down before passing slow moving vehicles; establishes Statewide educational campaign on rural roadway safety; updates agriculture-related motor vehicle laws to reflect current industry practices
  
- **A-3955/S-2644 (Conaway, Benson, Vainieri Huttie, Munoz, Sumter, Mukherji/Vitale, Codey)** - Requires development and maintenance of database to advise public about open bed availability in residential substance use disorders treatment facilities
  
- **A-4098/S-2877 (Pinkin, Sumter, Benson/Codey, Greenstein)** - Prohibits sale or distribution of liquid nicotine except in child-resistant containers

- **A-4105/S-2977 (Garcia, Mainor, Mukherji, O'Donnell, Sumter, Rible, A.M. Bucco/Greenstein, Cunningham)** - Expands scope of law governing registration of security guards; designated as "Detective Vincent Santiago's Law"
- **A-4133/S-2997 (Giblin, Pinkin/Cruz-Perez, Allen)** - Allows dispensation of certain nutritional supplements by physician or podiatric physician
- **A-4275wGR/S-2831 (Prieto, Eustace, Lagana, Greenwald, Quijano, Danielsen, Mukherji/Sweeney, Turner, Sarlo)** - "New Jersey Secure Choice Saving Program Act"; establishes retirement savings program for certain workers
- **A-4386wGR/S-3042 (Coughlin, Pinkin, Vitale, Singer)** - Permits candidates for school board to circulate petitions jointly and be bracketed together on ballot; permits short nonpolitical designation of principles on petitions and ballots; provides for study of impact of changes
- **A-4387/S-3016 (Coughlin, Wisniewski, Wimberly/Vitale)** - Requires MVC to allow submission of "Next-of-Kin Registry" information by mail
- **A-4388/S-3041 (Coughlin, Wisniewski/Vitale)** - Designates State Highway 184 in Woodbridge Township as "Bruce Turcotte Memorial Highway"
- **A-4415/S-3279 (Diegnan, Garcia, Pinkin/Turner, Ruiz)** - Establishes State Seal of Biliteracy to recognize high school graduates who have attained a high level of bilingual proficiency
- **A-4420/S-3056 (Mazzeo, Vainieri Huttie, DeAngelo, Lampitt/Gordon, Greenstein)** - Requires certain notifications for termination of services to persons with developmental disabilities and providers
- **A-4476wGR/S-2876 (Conaway/Codey)** - Requires certain surgical practices and ambulatory care facilities licensed in this State to be owned by hospital or medical school located in the State
- **A-4719/S-3250 (Moriarty, Mosquera, Vainieri Huttie, DeAngelo, Diegnan, Mukherji/Cruz-Perez, Ruiz)** - Extends use of stored driver's license picture for person undergoing chemotherapy or other treatment for certain medical illnesses
- **CC for A-4863/S-3233 (A.M. Bucco, Phoebus, Munoz, Wisniewski, Oliver/A.R. Bucco)** - Requires warning sign to be posted at pontoon boat rental businesses; designated as "Christopher's Law"
- **AJR-112/SJR-86 (Conaway/Weinberg)** - Designates May of each year as "Cystic Fibrosis Awareness Month"

#### BILLS POCKET VETOED:

- **S-221/A-4155 (Allen, Vitale/Vainieri Huttie, Sumter, Lampitt)** - Prohibits the restraint of prisoners during and immediately after childbirth
- **S-316/A-1739 (Gordon/Eustace, Ciattarelli, Lagana, Gusciora)** - Increases flexibility, clarity, and available tools of optional municipal consolidation process
- **S-564/A-4186 (Smith, Bateman/Eustace, McKeon, Spencer, Benson)** - Establishes "Solar Roof Installation Warranty Program" in EDA and transfers \$2 million from societal benefits charge to initially fund program

- **S-602/A-3254 (Codey, Vitale/Vainieri Huttle, Angelini, Lampitt, Diegnan, Jasey, Conaway, Moriarty)** - Raises minimum age for purchase and sale of tobacco products and electronic smoking devices from 19 to 21
- **SCS for S-726, 1257/ACS for A-1405 (Turner, Cruz-Perez, Beach, T. Kean/Lampitt, Egan, Quijano, Sumter, Danielsen)** - Establishes innovation zone program to stimulate technology industry clusters around New Jersey's research institutions; allows certain technology businesses located in certain innovation zones to receive certain tax credits under Grow New Jersey Assistance Program
- **S-1232/A-3314 (Weinberg, Pennacchio/Johnson, Greenwald, Wimberly, Mosquera)** - Establishes Office of State Dental Director and New Jersey Oral Health Commission
- **S-1279/A-2325 (Rice, Van Drew/Spencer, Muoio, Benson, Pintor Marin)** - Makes FY 2016 supplemental Grants-in-Aid appropriation of \$10 million to DCA for Lead Hazard Control Assistance Fund
- **S-1414/A-2405 (Smith, Bateman/Eustace, Benson, Johnson)** - Concerns low emission and zero emission vehicles; establishes Clean Vehicle Task Force
- **SCS for S-1420/ACS for A-1603 (Beach, Whelan, Smith, Sweeney, Bateman, Thompson/Spencer, Eustace, Quijano, Wimberly)** - Requires paint producers to implement or participate in paint stewardship program
- **S-1436/A-4687 (Rice/Green, Holley)** - Exempts sales to homeowner assistance and recovery programs from realty transfer fees
- **S-1594/A-4044 (Turner/Peterson, Lagana, Rible, Jasey, Wimberly)** - Requires a public school district to provide a daily recess period for students in grades kindergarten through 5
- **S-1961/A-4111 (Codey/McKeon, Jasey, Vainieri Huttle, Garcia)** - Establishes certain minimum and maximum temperatures in emergency shelters, rooming and boarding houses, and certain nursing homes and residential health care facilities
- **S-2143/ACS for A-1682, 3547 (Van Drew, Singer/Wisniewski, Andrzejczak, Webber)** - Establishes time periods for adverse possession of certain property
- **S-2375/A-3700 (Vitale, Singer/Mazzeo, Vainieri Huttle, Lagana, Sumter, A.M. Bucco)** - Provides for licensure of ambulatory care facilities to provide integrated primary care services including behavioral health care
- **S-2491/A-4069 (Smith/Danielsen, Pinkin, Benson)** - Establishes position of State Oceanographer
- **S-2515/A-3269 (Scutari/Mukherji, Burzichelli, McKeon, Garcia)** - Confers title of Acting Associate Justice of the Supreme Court on certain judges of the Superior Court, Appellate Division, temporarily assigned to the Supreme Court
- **SCS for S-2521/ACS for A-3888 (Gill, Allen/Lampitt, Benson, Vainieri Huttle, Eustace)** - Establishes Pedestrian and Bicycle Safety Advisory Council
- **S-2623/A-4849 (Turner/Wimberly, Mainor, Johnson)** - Requires law enforcement agencies in this State to establish minority recruitment and selection programs; establishes reporting requirement

- **S-2640/A-4026 (Madden, Pou/Lampitt, Mosquera, Vainieri Huttle)** - Establishes New Jersey Caregiver Task Force to evaluate and provide recommendations on caregiver support services
  
- **S-2711/A-4128 (Smith, Whelan/Mazzeo, DeAngelo, Spencer, Singleton, McKeon, Daniels, Johnson)** - Permits BPU to approve qualified wind energy project; requires BPU to provide application periods for those projects
  
- **S-2716/A-4359 (Ruiz, Turner/Pintor Marin, Spencer, Sumter, Caride)** - Requires that school district's request for permission to use unrecognized position title include list of abolished positions and positions in which there have been layoffs and detailed job descriptions for them
  
- **S-2769/AS for ACS for A-4197, 4206 (Smith, Bateman/Andrzejczak, McKeon, Spencer, Pintor Marin, Dancer, Vainieri Huttle)** - Implements 2014 constitutional dedication of CBT revenues for certain environmental purposes; revises State's open space, farmland, and historic preservation programs
  
- **S-2793/A-3962 (Whelan/Vainieri Huttle)** - Increases from 17 to 21 public members of New Jersey State Council on the Arts; requires members to be residents of NJ; imposes specific criteria for four new members initially appointed
  
- **S-2806/A-4913 (Cunningham, Vitale, Singer/Muoio, Spencer)** - Removes restrictions on convicted drug offenders receiving general assistance benefits under Work First New Jersey program
  
- **S-2878/A-4636 (Stack, Weinberg/Jimenez, Lagana, Mukherji, Vainieri Huttle, Giblin, Moriarty)** - Establishes minimum certified nurse aide-to-resident ratios in nursing homes
  
- **S-2975/A-4548 (Sarlo, Pou/Wimberly)** - Establishes pilot program in Paterson authorizing non-disclosure of records of certain expungements
  
- **S-3067/A-4653 (Barnes, Turner/Diegnan, Oliver)** - Requires teachers of health and physical education in grades kindergarten through six in public schools to possess appropriate endorsement to instructional certificate
  
- **S-3071/A-4639 (Weinberg, Gordon/Vainieri Huttle, Garcia, Eustace, Johnson)**  
Establishes Mike Adler Aphasia Task Force to assess needs of persons with aphasia, and their families, and ensure adequate provision of support services and information thereto
  
- **S-3201/A-3607 (Barnes, Holzapfel/Dancer, McGuckin, Rible, A.M. Bucco)** - Requires interior light of motor vehicle be turned on when stopped by law enforcement under certain circumstances
  
- **S-3244/A-2740 (Ruiz, Sarlo/Diegnan, Johnson, Jasey)** - Eliminates school district budget per pupil administrative cost limits
  
- **S-3249/A-4717 (Weinberg, Codey/Johnson, Vainieri Huttle, Eustace, Garcia)** - Requires firearm retailers to sell personalized handguns
  
- **S-3277/A-4764 (Cruz-Perez/Burzichelli)** - Expands municipal authority to license and inspect residential rental property
  
- **S-3299/A-4903 (Sweeney, Singer, Vitale/Burzichelli, Rible, Pintor Marin, Mukherji, Lagana, Vainieri Huttle)** -



Maintains property tax exemption for certain nonprofit hospitals with on-site for-profit medical providers; requires these hospitals to pay community service contributions to host municipalities; establishes Nonprofit Hospital Community Service Contribution Study Commission

- **S-3416/A-4808 (Lesniak, Sarlo/Eustace, Gusciora)** - Prohibits possession, transport, import, export, processing, sale, or shipment of parts and products of certain animal species threatened with extinction
- **SJR-77/A-JR104 (Bateman, Whelan/Ciattarelli, McKeon, Eustace)** - Permits county commissioners of registration and boards of election to conduct "Electronic Poll Book Demonstration Project" in certain districts during 2016 elections; requires Division of Elections review and approval of proposed projects
- **A-431/S-2773 (Jimenez/Singer)** - Requires clinical laboratory that provides services for accountable care organization to establish clinical laboratory testing advisory board
- **A-943/S-2967 (Singleton, Conaway, Moriarty, Green, Lampitt, Mazzeo/Van Drew)** - Permits small businesses to qualify for loans from NJEDA for costs of energy audit and making energy efficiency or conservation improvements
- **A-945/S-2402 (Singleton, Lampitt, Schaer, Wimberly, Garcia/Rice, Turner)** - Establishes New Jersey Council on Responsible Fatherhood and Responsible Fatherhood Fund
- **A-964/S-187 (Singleton, DeAngelo, Quijano, Coughlin, Moriarty/Whelan, Madden)** - Requires certain bidders for prevailing wage public work to provide proof that the prevailing wage will be paid
- **A-986/S-247 (Andrzejczak, Benson, Danielsen, Moriarty/Van Drew, Cunningham)** - Establishes telemarketing fraud investigation unit
- **A-1035/S-2040 (Benson, Rible, A.M. Bucco/Scutari, Cardinale)** - Prohibits health insurance carriers from requiring optometrists to become providers with vision care plans as condition of becoming providers in carriers' panel of providers
- **A-1039/S-2310 (Benson, Prieto, Caride, Quijano/Sacco, Greenstein)** - Sets forth certain standards to be followed by law enforcement agencies and fire departments when utilizing drones
- **A-1431/S-1501 (Caride, Singleton, Jasey/Bateman, Addiego)** - Requires State Board of Education regulations regarding school nurse certification to include certain minimum eligibility requirements
- **A-1849/S-1766 (Lampitt, Spencer/Rice)** - Prohibits State Board of Education from limiting number of certain two-year college credits that may be applied towards meeting teacher certification requirements
- **A-2026/S-3317 (Greenwald, Pintor Marin/Sweeney, Oroho)** - Realigning the transfer inheritance tax payment due date to coincide with the payment due dates for State and federal estate taxes
- **A-2583 (DeAngelo, Pintor Marin)** - Requires development of fact sheet about bedbugs to be posted on the Department of Education's website
- **A-2586/S-1796 (DeAngelo, Quijano, Benson/Greenstein)** - Establishes "Energy Infrastructure Study Commission"

- **A-2925/S-1033 (Lagana, O'Scanlon, Burzichelli, Garcia/Weinberg, Oroho, Van Drew)** - Allows modernization for the form of disbursement for certain State government and local unit payments to individuals and business entities
- **A-3460/S-2191 (Conaway, Pinkin, Sumter, Casagrande, Wimberly/Vitale, Cruz-Perez)** - Requires Medicaid coverage for diabetes self-management education, training, services, and equipment for patients diagnosed with diabetes, gestational diabetes, and pre-diabetes
- **A-3806/S-2493 (Singleton, Dancer, Mosquera, Benson/Sweeney, Weinberg)** - Establishes four-year pilot program in Ocean County for electronic monitoring of certain domestic violence offenders; designated as "Lisa's Law"; appropriates \$2.5 million
- **A-4182/S-1995 (Eustace, Sumter, Wimberly, Danielsen, Jimenez/Bateman, Smith)** - Prohibits firearm possession by persons convicted of carjacking, gang criminality, racketeering and terroristic threats
- **A-4271/S-3036 (Conaway, Benson, Pinkin, Wimberly/Vitale, Greenstein)** - Mandates health benefits coverage for opioid analgesics with abuse-deterrent properties
- **A-4343/S-2888 (Schaer, Prieto, Sumter, Danielsen, Johnson/Turner)** - Requires county and municipal police departments to establish cultural diversity training course and plan
- **A-4384/S-3145 (DeAngelo, Pintor Marin, Danielsen, Schaer, Johnson/Whelan)** - Requires BPU to render decision on case within 12 months of final public hearing or hold another public hearing prior to deciding case
- **ACS for A-4576/S-1771 (Johnson, Wimberly, Spencer, Tucker/Turner)** - Requires lowest possible price not exceeding certain cap for inmate telephone calls
- **A-4616/S-2958 (Giblin, DeAngelo, Mukherji/Sweeney)** - Extends by two months seasonal retail consumption alcoholic beverage license
- **A-4652/S-3065 (Benson/Gordon)** - Requires Public Health Counsel to promulgate rules and regulations for use of quality control programs in bio-analytical and clinical laboratories
- **A-4763/SS for SCS for S-2973 (McKeon, Spencer, Pinkin/Smith, Bateman, Greenstein, Codey)** - Revises "Electronic Waste Management Act"
- **A-4772/S-3169 (Burzichelli/Weinberg)** - Permits counties to impose one-percent hotel tax
- **A-4773/S-3146 (Eustace, Garcia, Gusciora/Lesniak)** - Prohibits possession and transport of parts and products of certain animals at PANYNJ airports and port facilities
- **A-4918/S-3301 (Gusciora, S. Kean/Sweeney, Singer)** - Clarifies stadiums and arenas owned by local government entities are exempt from property taxation
- **A-4931/S-3325 (Mazzeo/Sweeney)** - Revises "Casino Property Tax Stabilization Act"

- **NO ACTION TAKEN ON BILLS:**

- **A-3981wGR/S-2572 (Mazzeo, Burzichelli, Andrzejczak/Sweeney, Whelan)** - "Casino Property Taxation Stabilization Act"

- **A-3984wGR/S-2575 (Mazzeo, Burzichelli, Giblin/Sweeney, Whelan)** - Reallocates casino investment alternative tax to Atlantic City to pay debt service on municipal bonds issued

- **A-3985wGR/S-2576 (Mazzeo, Burzichelli, Andrzejczak, Giblin/Sweeney, Whelan)** - Removes provisions of law relating to Atlantic City Alliance

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