



LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 1998

CHAPTER:109

NJSA: 52:18A-202

"State Development Plan -- time for cross acceptance"

BILL NO: S709 (Substituted for A1654)

SPONSOR(S): Littell

DATE INTRODUCED: February 23, 1998

COMMITTEE:

ASSEMBLY: Agriculture and Natural Resources

SENATE: Community and Urban Affairs

AMENDED DURING PASSAGE:No

DATE OF PASSAGE:

ASSEMBLY: June 18, 1998

SENATE: March 19, 1998

DATE OF APPROVAL: September 17, 1998

THE FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL: Original

S709

SPONSORS STATEMENT: *Yes* (Begins on page 3 of original bill)

COMMITTEE STATEMENT:

ASSEMBLY:*Yes*

SENATE:*Yes*

FLOOR AMENDMENT STATEMENTS: *No*

LEGISLATIVE FISCAL ESTIMATE: *No*

A1654

SPONSORS STATEMENT: *Yes* (Begins on page 3 of original bill)

(Bill and Sponsors Statement identical to S709)

COMMITTEE STATEMENT:

ASSEMBLY: *Yes*

(Identical to Assembly Statement to S709)

SENATE: *No*

FLOOR AMENDMENT STATEMENTS: *No*

LEGISLATIVE FISCAL ESTIMATE: *No*

VETO MESSAGE: *No*

GOVERNOR'S PRESS RELEASE ON SIGNING: *Yes*

THE FOLLOWING WERE PRINTED:

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REPORTS: *No*

HEARINGS: *No*

NEWSPAPER ARTICLES: *No*

SENATE, No. 709

STATE OF NEW JERSEY
208th LEGISLATURE

INTRODUCED FEBRUARY 23, 1998

Sponsored by:

Senator ROBERT E. LITTELL

District 24 (Sussex, Hunterdon and Morris)

Co-Sponsored by:

Assemblymen Garrett and Gregg

SYNOPSIS

Extends comparison phase of cross-acceptance by four months.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 6/19/1998)

S709 LITTELL

2

1 AN ACT concerning the adoption of the State Development and
2 Redevelopment Plan and amending and supplementing P.L.1985,
3 c.398.

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

7
8 1. Section 7 of P.L.1985, c.398 (C.52:18A-202) is amended to
9 read as follows:

10 7. a. In preparing, maintaining and revising the State Development
11 and Redevelopment Plan, the commission shall solicit and give due
12 consideration to the plans, comments and advice of each county and
13 municipality, State agencies designated by the commission and other
14 local and regional entities. Prior to the adoption of each plan, the
15 commission shall prepare and distribute a preliminary plan to each
16 county planning board, municipal planning board and other requesting
17 parties, including State agencies and metropolitan planning
18 organizations. Not less than 45 nor more than 90 days thereafter, the
19 commission shall conduct a joint public informational meeting with
20 each county planning board in each county for the purpose of
21 providing information on the plan, responding to inquiries concerning
22 the plan, and receiving informal comments and recommendations from
23 county and municipal planning boards, local public officials and other
24 interested parties.

25 b. The commission shall negotiate plan cross-acceptance with each
26 county planning board, which shall solicit and receive any findings,
27 recommendations and objections concerning the plan from local
28 planning bodies. Each county planning board shall negotiate plan
29 cross-acceptance among the local planning bodies within the county,
30 unless it shall notify the commission in writing within 45 days of the
31 receipt of the preliminary plan that it waives this responsibility, in
32 which case the commission shall designate an appropriate entity, or
33 itself, to assume this responsibility. Each board or designated entity
34 shall, within **[six]** ten months of receipt of the preliminary plan, file
35 with the commission a formal report of findings, recommendations and
36 objections concerning the plan, including a description of the degree
37 of consistency and any remaining inconsistency between the
38 preliminary plan and county and municipal plans. In any event, should
39 any municipality's plan remain inconsistent with the State Development
40 and Redevelopment Plan after the completion of the cross-acceptance
41 process, the municipality may file its own report with the State
42 Planning Commission, notwithstanding the fact that the County
43 Planning Board has filed its report with the State Planning

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

Matter underlined thus is new matter.

1 Commission. The term cross-acceptance means a process of
2 comparison of planning policies among governmental levels with the
3 purpose of attaining compatibility between local, county and State
4 plans. The process is designed to result in a written statement
5 specifying areas of agreement or disagreement and areas requiring
6 modification by parties to the cross-acceptance.

7 c. Upon consideration of the formal reports of the county planning
8 boards, the commission shall prepare and distribute a final plan to
9 county and municipal planning boards and other interested parties.
10 The commission shall conduct not less than six public hearings in
11 different locations throughout the State for the purpose of receiving
12 comments on the final plan. The commission shall give at least 30
13 days' public notice of each hearing in advertisements in at least two
14 newspapers which circulate in the area served by the hearing and at
15 least 30 days' notice to the governing body and planning board of each
16 county and municipality in the area served by the hearing.

17 d. Taking full account of the testimony presented at the public
18 hearings, the commission shall make revisions in the plan as it deems
19 necessary and appropriate and adopt the final plan by a majority vote
20 of its authorized membership no later than 60 days after the final
21 public hearing.

22 (cf: P.L.1985, c.398, s.7)

23

24 2. (New section) The extended period for the filing of a formal
25 report of findings, recommendations and objections concerning the
26 preliminary plan provided for in section 7 of P.L.1985, c.398
27 (C.52:18A-202), as amended by P.L. , c. (pending before the
28 Legislature as this bill), shall apply to any preliminary plan which has
29 not been finalized by the commission, as provided in subsection c. of
30 section 7 of P.L.1985, c.398 (C.52:18A-202) prior to the effective
31 date of P.L. , c. (pending before the Legislature as this bill).

32

33 3. This act shall take effect immediately.

34

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STATEMENT

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38 This bill would extend the comparison phase of cross-acceptance by
39 four months. Under current law, each county planning board or
40 another entity designated by the county, is required to file with the
41 State Planning Commission a comparison report within six months of
42 receiving the preliminary plan. This report is to be a formal report of
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S709 LITTELL

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3 bodies within the county. For the local planning bodies to effectively
4 fulfill their obligations under the "State Planning Act," P.L.1985, c.398
5 (C.52:18A-196 et seq.), it is vital that they receive the necessary
6 information from their county planning officials on a timely basis.

7 In attempting to comply with the provisions of the "State Planning
8 Act," municipalities have found themselves pressured to respond to
9 county planning board deadlines while themselves experiencing
10 insufficient time to fulfill their obligations under the cross-acceptance
11 process. This bill attempts to provide the leeway necessary to enable
12 municipalities to participate effectively in the cross-acceptance
13 process.

SENATE, No. 709

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208th LEGISLATURE

INTRODUCED FEBRUARY 23, 1998

Sponsored by:

Senator ROBERT E. LITTELL

District 24 (Sussex, Hunterdon and Morris)

Co-Sponsored by:

Assemblymen Garrett and Gregg

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ASSEMBLY AGRICULTURE AND NATURAL RESOURCES
COMMITTEE

STATEMENT TO

SENATE, No. 709

STATE OF NEW JERSEY

DATED: JUNE 4, 1998

The Assembly Agriculture and Natural Resources Committee favorably reports Senate Bill No. 709.

This bill would extend the comparison phase of cross-acceptance by four months. Under current law, each county planning board or another entity designated by the county, is required to file with the State Planning Commission a comparison report within six months of receiving the preliminary plan. This report is to be a formal report of findings, recommendations and objections concerning the preliminary plan, including a description of the degree of consistency and any remaining inconsistency between the preliminary plan and county and municipal plans.

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This bill is identical to Assembly Bill No. 1654, which was also favorably reported by the committee.

SENATE COMMUNITY AND URBAN AFFAIRS COMMITTEE

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ASSEMBLY, No. 1654

STATE OF NEW JERSEY 208th LEGISLATURE

INTRODUCED FEBRUARY 10, 1998

Sponsored by:

Assemblyman E. SCOTT GARRETT

District 24 (Sussex, Hunterdon and Morris)

Assemblyman GUY R. GREGG

District 24 (Sussex, Hunterdon and Morris)

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Office of the Governor
NEWS RELEASE

PO BOX 004
TRENTON, NJ 08625

CONTACT: Jayne O'Connor
609-777-2600

RELEASE: September 17, 1998

Governor Signs Graduated Driver's License Law

Gov. Christie Whitman today signed legislation to provide teenagers with more driving experience before obtaining a driver's license.

The bill, **S-318**, creates a graduated driver licensing system that requires a teenage driver to hold a learner's permit for one year, and a provisional license for one year, before becoming eligible for an unrestricted license at age 18. The bill also places restrictions on the holders of these licenses.

"The sad truth is that many automobile accidents and fatalities involve our young drivers," said Gov. Whitman. "This new licensing system will ensure that teenagers are given adequate training, so they are prepared to face the challenges and responsibilities of driving."

Currently, a person may apply for a learner's permit at age 16, provided he or she is taking a behind the wheel driving education course. A person with a permit must be accompanied by a driver over age 21 when driving and cannot drive between the hours of 12 a.m. and 5 a.m.

The new system expands the restricted times to prohibit driving between 11 p.m. and 5 a.m. and allows as passengers, in addition to the required 21 year old driver, only persons who reside with the permit holder and one additional person who does not reside with the permit holder.

At age 17, a person who has completed the permit requirements and six months driving experience, and has passed the road test, may apply for a provisional license.

The provisional license prohibits driving from 12 a.m. and 5 a.m. and allows only one additional passenger, who does not reside with the permit holder, in addition to persons who share the permit holder's residence. However, this restriction does not apply when at least one passenger is over the age of 21.

Persons who are 17 years of age, but under 21, who apply for an examination permit to take the road test must be accompanied by a driver at least 21 years of age who has been licensed for at least three years. These drivers are subject to the same restrictions on passengers and driving times as a provisional licensee for the first six months.

Examination permit holders over 21 are subject to three months of supervised driving by a New Jersey licensed driver at least 21 years of age who has been licensed to driver for at least three years.

The law establishes penalties for permit holders and provisional licensees who accumulate more than two points, are convicted of a drunken driving offense, an accident involving injury or death, or violation of any other motor vehicle law.

For all categories of licenses, the law raises the age to obtain a basic driver's license from 17 to 18.

The sponsors of the bill were Senators Robert Singer (R-Burlington/Monmouth/Ocean) and Joseph Palaia (R-Monmouth) and Assembly Members Joseph Malone and Melvin Cottrell (R-Burlington/Monmouth/Ocean).

Gov. Whitman also signed the following pieces of legislation:

S-709, sponsored by Senator Robert Littell (R-Sussex/Hunterdon/Morris) and Assembly Members Scott Garrett and Guy Gregg (R-Sussex/ Hunterdon/Morris), extended the comparison phase of cross-acceptance of the New Jersey State Development and Redevelopment Plan from four months to six months.

S-715, sponsored by Senators Robert E. Littell (R-Sussex/Hunterdon/Morris) and Peter A. Inverso (R-Mercer/Middlesex) and Assembly Members Barbara Wright (R-Mercer/ Middlesex) and Guy R. Gregg (R-Sussex/Hunterdon/Morris), establishes a 26-member School Transportation Study Commission to review New Jersey's school transportation system. The commission will investigate the advisability of alternative systems of providing school transportation and the advisability of alternative systems, including a regionally-based transportation system. The commission will also study issues including courtesy busing, safety busing, special education busing and nonpublic school busing.

The commission will include the Commissioner of Education and 17 public members and will issue a final report within six months of its initial meeting.

S-893, sponsored by Senator Robert Martin (R-Essex/Morris/Passaic) and Robert Littell (R-Sussex/Hunterdon/Morris) and Assembly Member Carol Murphy (R-Essex/ Morris/ Passaic) and Tom Smith (R-Monmouth), allows court appointed competency evaluations to take place at jails or prisons and requires DHS to commit certain persons with criminal backgrounds to certain designated hospitals. The legislation, which is based upon the report of the Governor's Task Force for the Review of the Treatment of the Criminally Insane, is intended to increase public safety, the safety of state hospital employees and the security of mental health facilities.

S-894, sponsored by Senators Robert Martin (R-Essex/Morris/Passaic) and Louis Bassano (R-Essex/Union) and Assembly Members Jim Holzapfel (R-Monmouth/Ocean) and Marion Crecco (R-Essex/Passaic), makes participation in prescribed treatment programs a condition for release on parole for mentally ill patients. This bill clarifies that inmates who are mentally ill must participate in their prescribed treatment programs while incarcerated in order to be eligible for parole. It is part of a package of four bills that was recommended by the Governor's Task Force for the Review of the Treatment of the Criminally Insane.