

LEGISLATIVE HISTORY CHECKLIST

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LAWS of 1999

CHAPTER: 30

NJSA: 40:37-95.13

(County park commission to lease park land and concessions for 10 year term)

BILL NO: A1343(Substituted for S247)

SPONSOR(S): Murphy

DATE INTRODUCED: Pre-filed

COMMITTEE:

ASSEMBLY: Local Government and Housing

SENATE: Community and Urban Affairs

AMENDED DURING PASSAGE: No

DATES OF PASSAGE:

ASSEMBLY: March 23, 1998

SENATE: January 12, 1999

DATE OF APPROVAL: February 26, 1999

THE FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL: *YES*Original

(Amendments during passage denoted by superscript numbers)

A1343

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

COMMITTEE STATEMENT:

ASSEMBLY: *Yes*

SENATE: *Yes*

FLOOR AMENDMENT STATEMENTS: *No*

LEGISLATIVE FISCAL ESTIMATE: *No*

S247

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

Bill and Sponsor's Statement identical to A1343

COMMITTEE STATEMENT:

ASSEMBLY: *No*

SENATE: *Yes*

FLOOR AMENDMENT STATEMENTS: *No*

LEGISLATIVE FISCAL ESTIMATE: *No*

GOVERNOR'S ACTIONS

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*

P.L. 1999, CHAPTER 30, *approved February 26, 1999*

Assembly, No. 1343

1 **AN ACT** concerning the lease of park lands and concessions by county
2 park commissions and amending P.L.1946, c.276.

3

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

6

7 1. Section 13 of P.L.1946, c.276 (C.40:37-95.13) is amended to
8 read as follows:

9 13. The commission may:

10 a. Acquire, maintain and make available to the inhabitants of the
11 county, public parks, playgrounds and recreation places;

12 b. Locate such public parks, playgrounds and recreation places at
13 such point or points within the limits of the county as it may
14 determine;

15 c. Preserve, care for, lay out, construct, maintain, and improve any
16 such parks and places and by itself, or jointly with the State Highway
17 Commission, board of chosen freeholders, or any municipality or other
18 public body, provide for the construction, improvement or
19 maintenance of any roadway or boulevard, within such park or parks
20 or other places;

21 d. Lay out, construct and maintain such sidewalks, roadways,
22 service ways, bridle paths, footpaths, or other ways within any such
23 park or parks or other places;

24 e. Construct, reconstruct, alter, provide, renew and maintain such
25 buildings or other structures, playgrounds and the equipment thereof,
26 as it may determine;

27 f. Enter into contracts with any person, or municipality or other
28 public body, with respect to the laying out, construction or
29 maintenance thereof;

30 g. Engage, or contract for, the services of competent engineers or
31 engineering firms, and do all other acts and things as may in the
32 judgment of the commission be necessary or proper to effectuate and
33 carry out the plan and purposes of this act, but such contract and
34 employment shall not be for a longer period of time than 5 years;
35 provided, however, that this provision shall not preclude the
36 commission from extending any such contract and employment for a
37 period of not exceeding 5 years from the date of such extension;

38 h. Whether or not a regularly organized full-time county park
39 police department has been or shall hereafter be established pursuant
40 to law, appoint and commission as many special policemen to patrol
41 such county parks, playgrounds and recreation places as it may deem

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 necessary and any such special policeman shall have the same powers
2 therein as may be exercised by a municipal policeman pursuant to law
3 and such special policeman shall be charged with the duty of
4 preserving order and shall have power to arrest and to hold any
5 offender against the public peace in such county parks, playgrounds
6 and recreation places;

7 i. Subject to the approval of the board of chosen freeholders, lease
8 to the highest bidder, after published advertisement not less than 10
9 days prior to award of lease, park lands or concessions therein to
10 produce revenues from facilities required for or incidental to the
11 operation of such public parks, playgrounds or recreation places;
12 provided, however, that the period of any such lease shall not exceed
13 **[5]** 10 years.

14 (cf: P.L.1971, c.406, s.3)

15

16 2. This act shall take effect immediately.

17

18

19

20

21 Allows county park commission to lease park land and concessions for
22 10 year term.

ASSEMBLY, No. 1343

STATE OF NEW JERSEY 208th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 1998 SESSION

Sponsored by:

Assemblywoman CAROL J. MURPHY

District 26 (Essex, Morris and Passaic)

SYNOPSIS

Allows county park commission to lease park land and concessions for 10 year term.

CURRENT VERSION OF TEXT

As reported by the Assembly Local Government and Housing Committee with technical review by Legislative Counsel.



A1343 MURPHY

2

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4 **BE IT ENACTED** by the Senate and General Assembly of the State
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12 b. Locate such public parks, playgrounds and recreation places at
13 such point or points within the limits of the county as it may
14 determine;

15 c. Preserve, care for, lay out, construct, maintain, and improve any
16 such parks and places and by itself, or jointly with the State Highway
17 Commission, board of chosen freeholders, or any municipality or other
18 public body, provide for the construction, improvement or
19 maintenance of any roadway or boulevard, within such park or parks
20 or other places;

21 d. Lay out, construct and maintain such sidewalks, roadways,
22 service ways, bridle paths, footpaths, or other ways within any such
23 park or parks or other places;

24 e. Construct, reconstruct, alter, provide, renew and maintain such
25 buildings or other structures, playgrounds and the equipment thereof,
26 as it may determine;

27 f. Enter into contracts with any person, or municipality or other
28 public body, with respect to the laying out, construction or
29 maintenance thereof;

30 g. Engage, or contract for, the services of competent engineers or
31 engineering firms, and do all other acts and things as may in the
32 judgment of the commission be necessary or proper to effectuate and
33 carry out the plan and purposes of this act, but such contract and
34 employment shall not be for a longer period of time than 5 years;
35 provided, however, that this provision shall not preclude the
36 commission from extending any such contract and employment for a
37 period of not exceeding 5 years from the date of such extension;

38 h. Whether or not a regularly organized full-time county park
39 police department has been or shall hereafter be established pursuant
40 to law, appoint and commission as many special policemen to patrol
41 such county parks, playgrounds and recreation places as it may deem
42 necessary and any such special policeman shall have the same powers
43 therein as may be exercised by a municipal policeman pursuant to law

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A1343 MURPHY

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1 and such special policeman shall be charged with the duty of
2 preserving order and shall have power to arrest and to hold any
3 offender against the public peace in such county parks, playgrounds
4 and recreation places;

5 i. Subject to the approval of the board of chosen freeholders, lease
6 to the highest bidder, after published advertisement not less than 10
7 days prior to award of lease, park lands or concessions therein to
8 produce revenues from facilities required for or incidental to the
9 operation of such public parks, playgrounds or recreation places;
10 provided, however, that the period of any such lease shall not exceed
11 **[5]** 10 years.

12 (cf: P.L.1971, c.406, s.3)

13

14 2. This act shall take effect immediately.

ASSEMBLY LOCAL GOVERNMENT AND HOUSING
COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1343

STATE OF NEW JERSEY

DATED: FEBRUARY 23, 1998

The Assembly Local Government and Housing Committee reports favorably Assembly Bill No.1343

This bill would allow a county park commission to lease park lands or concessions therein for a period not to exceed 10 years. Current law limits such leases to a period not to exceed five years.

This bill was prefiled for introduction in the 1998-1999 legislative session pending technical review. As reported by the committee, the bill contains the changes required by technical review, which has been performed.

SENATE COMMUNITY AND URBAN AFFAIRS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1343

STATE OF NEW JERSEY

DATED: JUNE 4, 1998

The Senate Community and Urban Affairs Committee reports favorably Assembly Bill No. 1343.

This bill would allow a county park commission to lease park lands or concessions therein for a period not to exceed 10 years. Current law limits such leases to a period not to exceed five years.

This bill is identical to S-247 which was also favorably reported by this committee on June 4, 1998.

SENATE, No. 247

STATE OF NEW JERSEY
208th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 1998 SESSION

Sponsored by:

Senator ANTHONY R. BUCCO

District 25 (Morris)

SYNOPSIS

Allows county park commission to lease park land and concessions for 10 year term.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



S247 BUCCO

2

1 AN ACT concerning the lease of park lands and concessions by county
2 park commissions and amending P.L.1946, c.276.

3
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19 maintenance of any roadway or boulevard, within such park or parks
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24 e. Construct, reconstruct, alter, provide, renew and maintain such
25 buildings or other structures, playgrounds and the equipment thereof,
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27 f. Enter into contracts with any person, or municipality or other
28 public body, with respect to the laying out, construction or
29 maintenance thereof;

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31 engineering firms, and do all other acts and things as may in the
32 judgment of the commission be necessary or proper to effectuate and
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S247 BUCCO

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12 (cf: P.L.1971, c.406, s.3)

13

14 2. This act shall take effect immediately.

15

16

17

STATEMENT

18

19 This bill would allow a county park commission to lease park lands
20 or concessions therein for a period not to exceed 10 years. Current
21 law limits such leases to a period not to exceed five years.

SENATE COMMUNITY AND URBAN AFFAIRS COMMITTEE

STATEMENT TO

SENATE, No. 247

STATE OF NEW JERSEY

DATED: JUNE 4, 1998

The Senate Community and Urban Affairs Committee reports favorably Senate Bill No. 247.

This bill would allow a county park commission to lease park lands or concessions therein for a period not to exceed 10 years. Current law limits such leases to a period not to exceed five years. This bill is identical to A-1343 which was also favorably reported by this committee on June 4, 1998.

This bill was prefiled for introduction in the 1998 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

Office of the Governor
NEWS RELEASE

PO BOX 004
TRENTON, NJ 08625

CONTACT: Gene Herman
609-777-2600

RELEASE: February 26, 1999

Gov. Christie Whitman today signed the following pieces of legislation:

A-1284, sponsored by Assembly Members Alex DeCroce (R- Essex/Morris/Passaic) and Joseph Charles, Jr. (D-Hudson), eliminates the current requirement that the tractor wheelbase of motor drawn vehicles, such as trailers and semi-trailers not exceed 20 feet between the center of the front axle and the center of the rear single axle or tandem axles. The requirement was applicable only to motor-drawn vehicles which were 53 feet in length. The 20-foot requirement was eliminated because the industry standard exceeds the 20-foot requirement. Approximately 80 percent of the vehicles being manufactured today exceed this requirement. The industry standard is approximately 24 feet in length. The 20-foot restriction was enacted to ensure that 53- foot motor vehicles would be able to effectively negotiate turns. The industry now advises that the distance between the axles is not an important factor in that regard. Rather, it is the distance between the kingpin of the motor-drawn vehicle and the centerline of the rear axle which is more determinative of a vehicle's ability to turn effectively. This distance is currently regulated by statute and is not altered by this bill.

A-1343, sponsored by Assembly Member Carol J. Murphy (R- Essex/Morris/Passaic) and Senator Anthony R. Bucco (R-Morris), permits a county park commission to lease park lands or concessions for a period not to exceed ten years. Current law limits the duration of such leases to five years. The time of the leases will continue to be subject to the approval of the board of Chosen Freeholders of each county.