

13:11A-1

**LEGISLATIVE HISTORY CHECKLIST**

Compiled by the NJ State Law Library

(Maritime history)

**NJSA:** 13:11A-1 ato 13:11A-5

**LAWS OF:** 1997 **CHAPTER:** 74

**BILL NO:** S211

**SPONSOR(S):** Connors and Bassano

**DATE INTRODUCED:** Pre-filed

**COMMITTEE: ASSEMBLY:** Appropriations

**SENATE:** State Government; Budget

**AMENDED DURING PASSAGE:** Yes Amendments during passage  
First reprint enacted denoted by superscript numbers

**DATE OF PASSAGE: ASSEMBLY:** February 27, 1997

**SENATE:** November 25, 1996

**DATE OF APPROVAL:** April 17, 1997

**FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:**

**SPONSOR STATEMENT:** Yes

**COMMITTEE STATEMENT: ASSEMBLY:** Yes

**SENATE:** Yes 5-9-96 & 6-3-96

**FISCAL NOTE:** Yes

**VE TO MESSAGE:** No

**MESSAGE ON SIGNING:** No

**FOLLOWING WERE PRINTED:**

**REPORTS:** No

**HEARINGS:** No

See newspaper clipping--attached:

"Whitman oks Baymen's Museum license plates," 4-18-97, Atlantic City Press.

KBP:pp

[First Reprint]  
SENATE, No. 211

STATE OF NEW JERSEY

RE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Senators CONNORS and BASSANO

1 AN ACT providing for the issuance of certain license plates for the  
2 purpose of supporting certain maritime history or marine life  
3 preservation projects for the coastal area of the State and  
4 supplementing chapter 3 of Title 39 of the Revised Statutes.

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

- 8  
9 1. The Legislature finds and declares that:  
10 a. Maritime history and marine life are important parts of the  
11 State's heritage and the enjoyment of its prized resource, the New  
12 Jersey shore and coastline;  
13 b. The Barnegat Bay Decoy and Baymen's Museum is a unique and  
14 valuable resource for recording and preserving the history and artifacts  
15 of coastal bay life, such as sea-faring vessels and boating memorabilia  
16 dating from at least the last century, including schooners, brigantines  
17 and sloops built in bay ports like Tuckerton, New Jersey, home-built  
18 sneakboxes , and skillfully hand carved duck decoys;  
19 c. The Barnegat Bay Decoy and Baymen's Museum serves as a  
20 centerpiece for the economic revitalization of the Barnegat bay area as  
21 a coastal cultural and recreational tourist center from which the entire  
22 State can benefit; and  
23 d. The Barnegat Bay Decoy and Baymen's Museum and other  
24 important and valuable maritime history and marine life preservation  
25 projects merit a stable funding source, particularly if it is provided by  
26 those individuals who prize and take pride in these valuable resources.  
27 The Legislature therefore determines that creating special license  
28 plates provides an individual with the opportunity to support these  
29 resources, advertise their availability and popularity, and provide a  
30 stable source of funding paid for through a voluntary but  
31 administratively efficient system sponsored by the State.

**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.**

**Matter enclosed in superscript numerals has been adopted as follows:**

**<sup>1</sup> Senate SSG committee amendments adopted May 9, 1996.**

1       2. As used in this act:

2       "Accounts" means the "Barnegat Bay Decoy and Baymen's Museum  
3 Account" and the "Maritime History and Marine Life Preservation  
4 Project Account" created pursuant to section 6 of this act;

5       "Commissioner" means the Commissioner of Environmental  
6 Protection;

7       "Department" means the Department of Environmental Protection;

8       "Director" means the Director of the Division of Motor Vehicles in  
9 the Department of <sup>1</sup>~~Law and Public Safety~~ Transportation<sup>1</sup>;

10       "Division" means the Division of Motor Vehicles in the Department  
11 of <sup>1</sup>~~Law and Public Safety~~ Transportation<sup>1</sup>.

12

13       3. The Director of the Division of Motor Vehicles shall, upon  
14 proper application therefor, issue Barnegat Bay Decoy and Baymen's  
15 Museum license plates or such other maritime history or marine life  
16 preservation project license plates as the Department of Environmental  
17 Protection selects pursuant to section 4 of this act for any motor  
18 vehicle owned or leased and registered in the State. In addition to the  
19 registration number and other markings or identification otherwise  
20 prescribed by law, the license plate shall display words or a slogan and  
21 an emblem indicating support for, or an interest in, the Barnegat Bay  
22 Decoy and Baymen's Museum or a maritime history or marine life  
23 preservation project selected by the department pursuant to section 4  
24 of this act. The words or slogan and emblem shall be chosen by the  
25 director, who shall solicit, in conjunction with the Legislature, input  
26 from the general public on the design of the plate and shall review the  
27 submissions prior to choosing the design. Issuance of special license  
28 plates in accordance with this section shall be subject to the provisions  
29 of chapter 3 of Title 39 of the Revised Statutes, except as hereinafter  
30 otherwise specifically provided.

31

32       4. a. The department shall, pursuant to the "Administrative  
33 Procedure Act," P.L.1968, c.410 (C.58:14B-1 et seq.), establish the  
34 criteria and process for selection of maritime history or marine life  
35 preservation projects to be supported by special license plates issued  
36 pursuant to section 3 of this act, the procedures for awarding of  
37 grants, and the limitation on the amount of individual grants from the  
38 Maritime History and Marine Life Preservation Project Account  
39 created pursuant to section 6 of this act.

40       b. Following adoption of these rules and regulations, the  
41 department shall select the project or projects to be selected for  
42 special license plates issued pursuant to section 3 of this act, after  
43 consultation with the director regarding the estimated costs of issuing  
44 those special license plates and the potential revenues therefrom, and  
45 include the selection and grant allocation in the department's budget  
46 request.

1       5. a. Application for issuance of a license plate authorized  
2 pursuant to section 3 of this act shall be made to the division on forms  
3 and in a manner as may be prescribed by the director. In order to be  
4 deemed complete, an application shall be accompanied by a fee of \$50  
5 payable to the division , which fee shall be in addition to all fees  
6 otherwise required by law for the registration of the motor vehicle.

7       b. The annual fee for the registration certificate of a motor vehicle  
8 that has been issued a license plate authorized in section 3 of this act,  
9 pursuant to the provisions of this act, shall include in each year  
10 subsequent to the year of issuance a Barnegat Bay Decoy and  
11 Baymen's Museum license plate fee or a maritime history or marine life  
12 preservation project license plate fee in the amount of \$10, which fee  
13 shall be in addition to all fees otherwise required by law for the  
14 renewal of the registration of the motor vehicle and shall be collected  
15 by the division and, as provided in section 6 of this act, deposited into  
16 the respective accounts created pursuant to section 6 of this act.

17  
18       6. a. There are created in the Department of Environmental  
19 Protection two special non-lapsing accounts to be known as the  
20 "Barnegat Bay Decoy and Baymen's Museum Account" and the  
21 "Maritime History and Marine Life Preservation Project Account."  
22 There shall be deposited into each of the accounts, the amounts  
23 collected from license plate fees collected pursuant to section 5 of this  
24 act, less the amounts necessary to reimburse the division for  
25 administrative costs pursuant to section 7 of this act, as follows:

26       (1) the amount collected from Barnegat Bay Decoy and Baymen's  
27 Museum license plate fees shall be deposited in the Barnegat Bay  
28 Decoy and Baymen's Museum Account; and

29       (2) the amount collected from other maritime history or marine life  
30 preservation project license plate fees shall be deposited in the  
31 Maritime History and Marine Life Preservation Project Account.

32       b. Monies deposited in the accounts shall be dedicated to the  
33 purposes set forth in section 8 of this act. Monies deposited in the  
34 accounts shall be held in interest-bearing accounts in public  
35 depositories as defined pursuant to section 1 of P.L.1970, c.236  
36 (C.17:9-41), and may be invested or reinvested in such securities as  
37 are approved by the State Treasurer. Interest or other income earned  
38 on monies deposited into the accounts , and any monies which may be  
39 appropriated or otherwise become available for the purposes of the  
40 accounts , shall be credited to and deposited in the accounts for use as  
41 set forth in this act.

42  
43       7. a. Prior to the deposit of license plate fees collected pursuant  
44 to section 5 of this act into the accounts, amounts thereof as are  
45 necessary shall be used to reimburse the division for all costs  
46 reasonably and actually incurred, as stipulated by the director, for

1 producing, issuing, renewing, 'making computer programming  
2 changes in connection with' and publicizing the availability of  
3 Barnegat Bay Decoy and Baymen's Museum and other maritime  
4 history or marine life preservation project license plates.

5 b. The director shall annually certify to the commissioner the  
6 average cost per license plate incurred in the immediately preceding  
7 year by the division in producing, issuing, renewing, 'making  
8 computer programming changes in connection with' and publicizing  
9 the availability of Barnegat Bay Decoy and Baymen's Museum and  
10 other maritime history or marine life preservation project license  
11 plates. The annual certification of the average cost per license plate  
12 shall be approved by the Joint Budget Oversight Committee, or its  
13 successor.

14 c. In the event that the average cost per license plate as certified by  
15 the director and approved by the Joint Budget Oversight Committee,  
16 or its successor, is greater than the \$50 application fee established in  
17 subsection a. of section 5 of this act in two consecutive fiscal years,  
18 the director may discontinue the issuance of Barnegat Bay Decoy and  
19 Baymen's Museum and other maritime history or marine life  
20 preservation project license plates.

21  
22 8. a. The Governor shall include in the annual budget  
23 recommendations to the Legislature, pursuant to section 11 of  
24 P.L.1944, c.112 (C.52:27B-20), a recommendation for an  
25 appropriation from the accounts created pursuant to section 6 of this  
26 act for the purposes set forth in this section. The Legislature shall  
27 annually appropriate to the department from the first \$600,000 in  
28 license plate fees collected pursuant to section 5 of this act and  
29 deposited in the accounts:

30 (1) An amount not to exceed \$400,000 for a grant to the Barnegat  
31 Bay Decoy and Baymen's Museum for the purposes of supporting and  
32 maintaining the museum, to be appropriated from the Barnegat Bay  
33 Decoy and Baymen's Museum Account created pursuant to section 6  
34 of this act; and

35 (2) An amount not to exceed \$200,000 for a grant to an agency,  
36 group, organization or individual responsible for a maritime history or  
37 marine life preservation project selected by the department as eligible  
38 for a special license plate issued pursuant to section 3 of this act, to be  
39 appropriated from the Maritime History and Marine Life Preservation  
40 Project Account created pursuant to section 6 of this act and allocated  
41 as provided in the rules and regulations adopted pursuant to section 4  
42 of this act .

43 b. If an amount less than \$600,000 is collected from license plate  
44 fees pursuant to section 5 of this act in any given year, the amounts  
45 provided in paragraphs (1) and (2) of subsection a. of this section shall  
46 be reduced proportionately.

1       9. The director shall notify eligible motorists of the opportunity to  
2 obtain special license plates authorized in section 3 of this act by  
3 including a notice with all motor vehicle registration renewals, and by  
4 posting appropriate posters or signs in all division facilities and offices,  
5 as may be provided by the department. The notices, posters, and signs  
6 shall be designed by the commissioner. The designs shall be subject to  
7 the approval of the director, and the commissioner shall supply the  
8 division with the notices, posters, and signs to be circulated or posted  
9 by that division.

10

11       10. The commissioner, the director, and the State Treasurer shall  
12 develop and enter into an interagency memorandum of agreement  
13 setting forth the procedures to be followed by the department and the  
14 division in carrying out their respective responsibilities under this act.

15

16       11. This act shall take effect on the 180th day after enactment, but  
17 the Commissioner of Environmental Protection, the State Treasurer  
18 and the Director of the Division of Motor Vehicles may take such  
19 anticipatory acts in advance of that date as may be necessary for the  
20 timely implementation of this act upon the effective date thereof.

21

22

23

24

---

25 Establishes certain special license plates and maritime history and  
26 marine life protection license plate program; provides that fee monies  
27 be appropriated to DEP for certain projects.

1 posting appropriate posters or signs in all division facilities and offices,  
2 as may be provided by the department. The notices, posters, and signs  
3 shall be designed by the commissioner. The designs shall be subject to  
4 the approval of the director, and the commissioner shall supply the  
5 division with the notices, posters, and signs to be circulated or posted  
6 by that division.

7  
8 10. The commissioner, the director, and the State Treasurer shall  
9 develop and enter into an interagency memorandum of agreement  
10 setting forth the procedures to be followed by the department and the  
11 division in carrying out their respective responsibilities under this act.

12  
13 11. This act shall take effect on the 180th day after enactment, but  
14 the Commissioner of Environmental Protection, the State Treasurer  
15 and the Director of the Division of Motor Vehicles may take such  
16 anticipatory acts in advance of that date as may be necessary for the  
17 timely implementation of this act upon the effective date thereof.

18

19

20

#### STATEMENT

21

22 This bill directs the Division of Motor Vehicles (DMV) to establish  
23 Barnegat Bay Decoy and Baymen's Museum and other specially  
24 designated maritime history or marine life preservation projects license  
25 plates. The special plates would contain markings or identification  
26 expressing the vehicle owner's interest in supporting the Barnegat Bay  
27 Decoy and Baymen's Museum or other department designated  
28 maritime history or marine life protection projects. The Director of  
29 the Division of Motor Vehicles would select the design of the license  
30 plate, after soliciting, in conjunction with the Legislature, input from  
31 the general public and reviewing the submissions before choosing the  
32 design. A \$50 fee would be charged for the issuance of the plates, and  
33 an additional \$10 fee would be collected for each annual renewal.

34 Costs incurred by the DMV, in producing, issuing, renewing, and  
35 publicizing Barnegat Bay Decoy and Baymen's Museum and other  
36 maritime history or marine life preservation project license plates, as  
37 annually certified by the director, would be defrayed from fees  
38 collected.

39 The bill directs DMV to include in all mailings of motor vehicle  
40 registration renewals a notice on the availability of the special license  
41 plates. Finally, the bill requires the Joint Budget Oversight Committee  
42 to approve the Division of Motor Vehicle's annual certification of the  
43 average cost to produce, issue and renew a license plate. If the  
44 average annual cost exceeds \$50 for two consecutive fiscal years, the  
45 division may discontinue the issuance of these license plates.

1

2

3 Establishes certain special license plates and maritime history and  
4 marine life protection license plate program; provides that fee monies  
5 be appropriated to DEP for certain projects.

# ASSEMBLY APPROPRIATIONS COMMITTEE

## STATEMENT TO

[First Reprint]

**SENATE, No. 211**

# **STATE OF NEW JERSEY**

DATED: JANUARY 9, 1997

The Assembly Appropriations Committee reports favorably Senate Bill No. 211 (1R).

Senate Bill No. 211 (1R) directs the Division of Motor Vehicles (DMV) to establish Barnegat Bay Decoy and Baymen's Museum and other specially designated maritime history or marine life preservation projects license plates. The special plates would contain markings or identification expressing the vehicle owner's interest in supporting the Barnegat Bay Decoy and Baymen's Museum or a maritime history or marine life protection project selected by DMV. The Director of the DMV would select the design of the license plate, after soliciting, in conjunction with the Legislature, input from the general public and reviewing the submissions before choosing the design. A \$50 fee would be charged for the issuance of the plates, and an additional \$10 fee would be collected for each annual renewal.

Expenses incurred by the DMV in producing, issuing, renewing, making computer programming changes and publicizing these special license plates would be paid from fees collected. The bill directs DMV to include in all mailings of motor vehicle registration renewals a notice on the availability of the special license plates.

Finally, the bill requires the Joint Budget Oversight Committee to approve the DMV's annual certification of the average cost to produce, issue and renew a license plate. If the average annual cost exceeds \$50 for two consecutive fiscal years, the division may discontinue the issuance of these license plates.

### FISCAL IMPACT

In the past on other bills authorizing the issuance of special license plates, the DMV estimated total fixed costs at \$41,000 for reprogramming agency and revenue automated systems and for one-time die costs. The DMV does not attempt to estimate public interest in new plates; therefore, it does not offer a revenue estimate.

As a reference, the DMV in Fiscal Year 1996 estimated that the animal welfare license plate would raise \$433,000, the wildlife conservation license plate would raise \$236,000, and the shore protection license plate would raise \$899,000.

The bill requires that, of the first \$600,000 in special license plate fees collected, \$400,000 be appropriated, annually as a grant to Barnegat Bay Decoy and Baymen's Museum, and \$200,000 as grants to maritime history and marine life preservation projects selected by the Department of Environmental Protection. If less than \$600,000 is collected, the amounts are to be reduced proportionately.

# SENATE STATE GOVERNMENT COMMITTEE

## STATEMENT TO

### **SENATE, No. 211**

with committee amendments

# **STATE OF NEW JERSEY**

DATED: MAY 9, 1996

The Senate State Government Committee reports favorably and with committee amendments Senate, No. 211.

This bill directs the Division of Motor Vehicles (DMV) to establish Barnegat Bay Decoy and Baymen's Museum and other specially designated maritime history or marine life preservation projects license plates. The special plates would contain markings or identification expressing the vehicle owner's interest in supporting the Barnegat Bay Decoy and Baymen's Museum or other department designated maritime history or marine life protection projects. The Director of the Division of Motor Vehicles would select the design of the license plate, after soliciting, in conjunction with the Legislature, input from the general public and reviewing the submissions before choosing the design. A \$50 fee would be charged for the issuance of the plates, and an additional \$10 fee would be collected for each annual renewal.

Costs incurred by the DMV, in producing, issuing, renewing, making computer programming changes in connection with and publicizing Barnegat Bay Decoy and Baymen's Museum and other maritime history or marine life preservation project license plates, as annually certified by the director, would be defrayed from fees collected.

The bill directs DMV to include in all mailings of motor vehicle registration renewals a notice on the availability of the special license plates. Finally, the bill requires the Joint Budget Oversight Committee to approve the Division of Motor Vehicle's annual certification of the average cost to produce, issue and renew a license plate. If the average annual cost exceeds \$50 for two consecutive fiscal years, the division may discontinue the issuance of these license plates

This bill was prefiled for introduction in the 1996 session pending technical review. As reported, the bill includes the changes required by technical review which has been performed.

#### COMMITTEE AMENDMENTS

The committee amended the bill to: 1) change a reference to the Division of Motor Vehicles from being in the Department of Law and

Public Safety, as it was formerly, to being in the Department of Transportation, as it is currently; and 2) include the cost of making computer programming changes in connection with the Barnegat Bay Decoy and Baymen's Museum and other maritime history or marine life preservation project license plates in the annual certification of the average cost thereof.

# SENATE BUDGET AND APPROPRIATIONS COMMITTEE

## STATEMENT TO

[First Reprint]

**SENATE, No. 211**

# **STATE OF NEW JERSEY**

DATED: JUNE 3, 1996

The Senate Budget and Appropriations Committee reports favorably Senate Bill No. 211 (1R) of 1996.

Senate Bill No. 211 (1R) directs the Division of Motor Vehicles (DMV) to establish Barnegat Bay Decoy and Baymen's Museum and other specially designated maritime history or marine life preservation projects license plates. The special plates would contain markings or identification expressing the vehicle owner's interest in supporting the Barnegat Bay Decoy and Baymen's Museum or a maritime history or marine life protection project selected by DMV. The Director of the Division of Motor Vehicles would select the design of the license plate, after soliciting, in conjunction with the Legislature, input from the general public and reviewing the submissions before choosing the design. A \$50 fee would be charged for the issuance of the plates, and an additional \$10 fee would be collected for each annual renewal.

Expenses incurred by the DMV in producing, issuing, renewing, making computer programming changes and publicizing these special license plates would be paid from fees collected. The bill directs DMV to include in all mailings of motor vehicle registration renewals a notice on the availability of the special license plates.

Finally, the bill requires the Joint Budget Oversight Committee to approve the Division of Motor Vehicle's annual certification of the average cost to produce, issue and renew a license plate. If the average annual cost exceeds \$50 for two consecutive fiscal years, the division may discontinue the issuance of these license plates.

### FISCAL IMPACT

In the past on other bills authorizing the issuance of special license plates, the Division of Motor Vehicles estimated total fixed costs at \$41,000 for reprogramming agency and revenue automated systems and for one-time die costs. The division does not attempt to estimate public interest in new plates; therefore, it does not offer a revenue estimate.

As a reference, the division in Fiscal Year 1996 estimated that the animal welfare license plate would raise \$433,000, the wildlife conservation license plate would raise \$236,000, and the shore

protection license plate would raise \$899,000.

The bill requires that, of the first \$600,000 in special license plate fees collected, \$400,000 be appropriated, annually as a grant to Barnegat Bay Decoy and Baymen's Museum, and \$200,000 as grants to maritime history and marine life preservation projects selected by the DMV. If less than \$600,000 is collected, the amounts are to be reduced proportionately.

# LEGISLATIVE FISCAL ESTIMATE TO

[First Reprint]  
**SENATE, No. 211**

## **STATE OF NEW JERSEY**

DATED: JUNE 13, 1996

Senate Bill No.211(1R) of 1996 permits the Director of the Division of Motor Vehicles (DMV) to issue special Barnegat Bay Decoy and Baymen's Museum license plates, and other maritime history or marine life preservation project license plates. The director would be authorized to charge an initial application fee of \$50 and a \$10 renewal fee for each set of special plates which shall be in addition to all fees otherwise required by law. After reimbursing DMV for expenses associated with the issuance of the special plates, the remaining application and renewal fees are to be deposited into either the "Barnegat Bay Decoy and Baymen's Museum Account" or the "Maritime History and Marine Life Preservation Project Account," as the case may be. The monies in the respective accounts would be used to support and maintain the Barnegat Bay Decoy and Baymen's Museum, and for maritime history or marine life preservation projects.

In estimates for previous bills authorizing the issuance of special license plates, DMV estimated total fixed costs to be about \$41,000, for reprogramming agency and revenue automated systems, and for one-time die costs. Variable costs would be about \$8 for the issuance of each set of special plates. However, since DMV is generally unable to estimate public interest in new, special license plates, it does not project revenues.

The Office of Legislative Services (OLS) concurs with previous DMV cost estimates for the issuance of new, special license plates. However, as a possible reference range for potential revenues, OLS would note that DMV has estimated that FY 1996 revenues from special plates for animal welfare would provide about \$433,000, plates for wildlife conservation would provide about \$236,000, and plates for shore conservation would provide about \$899,000.

The 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.