

27:7-44.9

LEGISLATIVE HISTORY CHECKLIST

NJSA: 27:7-44.9 (Highway projects - removal of cable television facilities)

LAWS OF: 1984

CHAPTER: 87

Bill No: A277

Sponsor(s): Bryant

Date Introduced: Pre-filed

Committee: Assembly: Transportation and Communications

Senate: Transportation and Communications

Amended during passage: No

Date of Passage: Assembly: April 30, 1984

Senate: May 21, 1984

Date of Approval: July 18, 1984

Following statements are attached if available:

Sponsor statement: Yes

Committee statement: Assembly Yes

Senate Yes

Fiscal Note: No

Veto Message: No

Message on Signing: ~~No~~ *yes*

Following were printed:

Reports: No

Hearings: No

ASSEMBLY, No. 277

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1984 SESSION

By Assemblyman BRYANT

AN ACT to amend the title of "An act concerning the relocation of public utility facilities as required for certain highway work and supplementing Title 27 of the Revised Statutes," approved July 29, 1983 (P. L. 1983, c. 283), so that the same shall read "An act concerning the relocation of certain facilities as required for certain highway work and supplementing Title 27 of the Revised Statutes," and to amend the body of that act.

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

1 1. The title of P. L. 1983, c. 283 is amended to read as follows:
2 An act concerning the relocation of **[public utility]** *certain*
3 facilities as required for certain highway work and supplementing
4 Title 27 of the Revised Statutes.

1 2. Section 1 of P. L. 1983, c. 283 (C. 27:7-44.9) is amended to
2 read as follows:

3 1. In addition to other powers conferred upon the Commissioner
4 of Transportation by any other law and not in limitation thereof,
5 the commissioner, in connection with the construction, reconstruc-
6 tion, maintenance or operation of any highway project, may make
7 reasonable regulations for the installation, construction, mainte-
8 nance, repair, renewal, relocation and removal of pipes, mains,
9 conduits, cables, wires, towers, poles and other equipment and
10 appliances, herein called "**[public utility]** facilities," of any public
11 utility as defined in R. S. 48:2-13, *and of any cable television com-*
12 *pany as defined in the "Cable Television Act," P. L. 1972, c. 186*

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 printed in italics *thus* is new matter.

13 (*C. 48:5A-1 et seq.*), in, on, along, over or under any highway
14 project. Whenever the commissioner determines that it is neces-
15 sary that [public utility] facilities which now are, or hereafter
16 may be, located in, on, along, over or under any highway project
17 shall be relocated in the project or should be removed from the
18 project, the public utility *or cable television company* owning or
19 operating the facilities shall relocate or remove the same in ac-
20 cordance with the order of the commissioner. The cost and ex-
21 penses of such relocation or removal, including the cost of install-
22 ing the facilities in a new location, or new locations, and the cost
23 of any lands, or any rights or interests in lands, and any other
24 rights, acquired to accomplish the relocation or removal, shall be
25 ascertained and paid by the commissioner as a part of the cost of
26 the project. In the case of the relocation or removal of facilities,
27 as aforesaid, the public utility *or cable television company* owning
28 or operating the same, its successors or assigns, may maintain and
29 operate the facilities, with the necessary [appurtenance] *appur-*
30 *tenances*, in the new location or new locations, for as long a period,
31 and upon the same terms and conditions, as it had the right to
32 maintain and operate the facilities in the former location or
33 locations.

34 As used in this act, "highway project," in addition to its ordinary
35 meaning, means one which is administered and contracted for by
36 the commissioner.

1 3. This act shall take effect immediately.

STATEMENT

This bill amends existing law to provide that the Commissioner of Transportation may require the relocation or removal of cable television facilities from highway projects, with the cost of this relocation or removal being paid for by the Department of Transportation. This bill would put cable television facilities on the same par as public utility facilities, such as those of electric or gas utilities, and permit the commissioner to complete highway projects without time-consuming and expensive litigation.

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A277 (1984)

ASSEMBLY TRANSPORTATION AND COMMUNICATIONS
COMMITTEE

STATEMENT TO
ASSEMBLY, No. 277

STATE OF NEW JERSEY

DATED: JANUARY 30, 1984

This bill amends P. L. 1983, c. 283 to provide that the Commissioner of Transportation may require the relocation or removal of cable television facilities from highway projects when the project is administered and contracted for by the Department of Transportation, with the cost of this relocation or removal being paid for by the Department.

SENATE TRANSPORTATION AND COMMUNICATIONS
COMMITTEE

STATEMENT TO
ASSEMBLY, No. 277

STATE OF NEW JERSEY

DATED: MAY 14, 1984

This bill amends existing law to provide that the Commissioner of Transportation may require the relocation or removal of cable television facilities from highway projects, with the cost of this relocation or removal being paid for by the Department of Transportation. This bill would put cable television facilities on the same par as public utility facilities, such as those of electric or gas utilities, and permit the commissioner to complete highway projects without time-consuming and expensive litigation.



OFFICE OF THE GOVERNOR

NEWS RELEASE

CN-001

Contact: PAUL WOLCOTT
609-292-8956

JUL 20 1984

TRENTON, N.J. 08625

Release: WEDNESDAY, JULY 18, 1984

185 W. State Street
Trenton, N. J.

Governor Thomas H. Kean has signed the following bills:

S-822, sponsored by State Senator Carmen A. Orechio, D-Essex, which increases the monthly rate pawnbrokers may impose and provides for an increase in the minimum charge pawnbrokers may make. The bill sets a flat maximum rate of 3 percent per month. The old rate was 2.5 percent on the first \$100 and 2 percent on amounts over \$100. The bill raises the minimum fee allowed from 25 cents to 50 cents.

S-1039, also sponsored by Senator Orechio, which requires that a child placement review board conduct a special review before a child may be returned to his parents or legal guardians when the proposed return is contrary to the placement plan approved by the court.

A-277, sponsored by Assemblyman Wayne R. Bryant, D-Camden, which provides that the Commissioner of Transportation may require the relocation or removal of cable television facilities from highway projects when the project is administered by the Department. Costs of the relocation would be paid for by the Department. The bill thus extends to the cable television industry the same cost reimbursement provisions currently available to the telephone, natural gas and electric utility companies.

A-160, sponsored by Assemblyman Richard F. Vistocky, D-Bergen, which provides Medicaid coverage for inpatient and outpatient drug abuse treatment when the treatment is prescribed by a physician and prescribed in a licensed hospital or a narcotic and drug abuse treatment center.