

27:1B-21.1

LEGISLATIVE HISTORY CHECKLIST
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(Transportation
Trust Fund)

LAWS OF: 1990

CHAPTER: 15

Bill No: S2550

Sponsor(s): Rand

Date Introduced: April 5, 1990

Committee: Assembly: -----

Senate: Revenue, Finance & Appropriations

Amended during passage: yes

Date of Passage: Assembly: April 30, 1990

Senate: April 30, 1990

Date of Approval: May 1, 1990

Following statements are attached if available:

Sponsor statement: Yes

Committee Statement: Assembly: No

Senate: Yes

Fiscal Note: No

Veto Message: No

Message on signing: No

Following were printed:

Reports: No

Hearings: No

KBG/SLJ

[FIRST REPRINT]

SENATE, No. 2550

STATE OF NEW JERSEY

INTRODUCED APRIL 5, 1990

By Senator RAND

1 AN ACT concerning expenditures from the New Jersey
2 Transportation Trust Fund, ¹[amending and]¹ supplementing
3 P.L.1987, c.460 ¹(C.27:1B-4 et al.)¹.
4

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

7 ¹[1. Section 8 of P.L.1987, c.460 (C.27:1B-21.1) is amended to
8 read as follows:

9 8. a. Commencing with the report of the commissioner
10 required to be submitted pursuant to section 22 of P.L.1984, c.73
11 (C.27:1B-22) on or before March 1, 1988 for the fiscal year
12 commencing July 1, 1988 and for the reports of the commissioner
13 required to be submitted pursuant thereto for each of the next six
14 fiscal years, the amount reported by the commissioner for
15 proposed projects to be financed shall not exceed \$365,000,000.00
16 exclusive of federal funds except as provided herein. If, in the
17 discretion of the commissioner, a greater amount is determined
18 to be necessary to meet the financing requirements for the
19 ensuing fiscal year, the commissioner may include in a report an
20 amount in excess of \$365,000,000.00 exclusive of federal funds;
21 provided that in no event shall that amount be an amount greater
22 than 105% of that \$365,000,000.00.

23 In any fiscal year for which an amount exceeding
24 \$365,000,000.00 exclusive of federal funds was appropriated
25 pursuant to subsection b. of this section, the commissioner shall
26 report on or before March 1 of that fiscal year for the ensuing
27 fiscal year an amount for proposed projects to be financed not
28 greater than \$365,000,000.00 reduced by the amount in excess of
29 \$365,000,000.00 that was appropriated in that fiscal year.

30 b. Commencing with the fiscal year beginning on July 1, 1988
31 and for each of the next six fiscal years, the total amount
32 authorized to be appropriated from the revenues and other
33 nonfederal funds of the New Jersey Transportation Trust Fund
34 Authority for the projects listed in the appropriations act
35 pursuant to section 21 of P.L.1984, c.73 (C.27:1B-21), shall not
36 exceed \$365,000,000.00 exclusive of federal funds in any fiscal
37 year except as provided herein. If, in any fiscal year, a greater
38 amount is determined to be necessary to meet the financing
39 requirements, the amount appropriated may be in excess of

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:

¹ Senate SRF committee amendments adopted April 26, 1990.

1 \$365,000,000.00 exclusive of federal funds; provided that: (1) in
2 no event shall there be appropriated an amount greater than
3 105% of that \$365,000,000.00, and provided further, that (2) the
4 appropriation for the ensuing fiscal year shall not be greater than
5 that \$365,000,000.00 reduced by the amount in excess of
6 \$365,000,000.00 that was appropriated in the current fiscal year.

7 c. [The limit on the amount reported in any fiscal year set
8 forth in subsection a. of this section and the limit on the amount
9 appropriated in any fiscal year set forth in subsection b. of this
10 section shall not include any amount for salaries and other
11 administrative expenses of the department and the authority.]

12 (Deleted by amendment, P.L.1990, c.)

13 (cf: P.L.1987, c.460, s.8)]¹

14 ¹[2.] 1.¹ Notwithstanding any provisions to the contrary of
15 section 21 of P.L.1984, c.73 (C.27:1B-21), section 8 of P.L.1987,
16 c.460 (C.27:1B-21.1) and P.L.1989, c.122, the Commissioner of
17 the Department of Transportation, with the approval of the
18 Director of the Division of Budget and Accounting in the
19 Department of the Treasury, shall allocate and transfer
20 \$25,000,000 from a part or all of any item to a new item for
21 personal services by contract or in lieu thereof, by State
22 employees, for planning, engineering, design, research,
23 construction, right-of-way acquisition, or other costs directly
24 related to projects funded from the New Jersey Transportation
25 Trust Fund for the fiscal year ending June 30, 1990.

26 ¹[3.] 2.¹ This act shall take effect immediately.

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TRANSPORTATION

30

31 Requires payment of certain planning and engineering expenses
32 from the New Jersey Transportation Trust Fund in fiscal year
33 1990.

SENATE, No. 2550

STATE OF NEW JERSEY

INTRODUCED APRIL 5, 1990

By Senator RAND

1 AN ACT concerning expenditures from the New Jersey
2 Transportation Trust Fund, amending and supplementing
3 P.L.1987, c.460.

4

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

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8 read as follows:

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10 required to be submitted pursuant to section 22 of P.L.1984, c.73
11 (C.27:1B-22) on or before March 1, 1988 for the fiscal year
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14 fiscal years, the amount reported by the commissioner for
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16 exclusive of federal funds except as provided herein. If, in the
17 discretion of the commissioner, a greater amount is determined
18 to be necessary to meet the financing requirements for the
19 ensuing fiscal year, the commissioner may include in a report an
20 amount in excess of \$365,000,000.00 exclusive of federal funds;
21 provided that in no event shall that amount be an amount greater
22 than 105% of that \$365,000,000.00.

23 In any fiscal year for which an amount exceeding
24 \$365,000,000.00 exclusive of federal funds was appropriated
25 pursuant to subsection b. of this section, the commissioner shall
26 report on or before March 1 of that fiscal year for the ensuing
27 fiscal year an amount for proposed projects to be financed not
28 greater than \$365,000,000.00 reduced by the amount in excess of
29 \$365,000,000.00 that was appropriated in that fiscal year.

30 b. Commencing with the fiscal year beginning on July 1, 1988
31 and for each of the next six fiscal years, the total amount
32 authorized to be appropriated from the revenues and other
33 nonfederal funds of the New Jersey Transportation Trust Fund
34 Authority for the projects listed in the appropriations act
35 pursuant to section 21 of P.L.1984, c.73 (C.27:1B-21), shall not
36 exceed \$365,000,000.00 exclusive of federal funds in any fiscal
37 year except as provided herein. If, in any fiscal year, a greater
38 amount is determined to be necessary to meet the financing
39 requirements, the amount appropriated may be in excess of
40 \$365,000,000.00 exclusive of federal funds; provided that: (1) in

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 no event shall there be appropriated an amount greater than
2 105% of that \$365,000,000.00, and provided further, that (2) the
3 appropriation for the ensuing fiscal year shall not be greater than
4 that \$365,000,000.00 reduced by the amount in excess of
5 \$365,000,000.00 that was appropriated in the current fiscal year.

6 c. [The limit on the amount reported in any fiscal year set
7 forth in subsection a. of this section and the limit on the amount
8 appropriated in any fiscal year set forth in subsection b. of this
9 section shall not include any amount for salaries and other
10 administrative expenses of the department and the authority.]

11 (Deleted by amendment, P.L.1990, c.)

12 (cf: P.L.1987, c.460, s.8)

13 2. (New section) Notwithstanding any provisions to the
14 contrary of section 21 of P.L.1984, c.73 (C.27:1B-21), section 8
15 of P.L.1987, c.460 (C.27:1B-21.1) and P.L.1989, c.122, the
16 Commissioner of the Department of Transportation, with the
17 approval of the Director of the Division of Budget and
18 Accounting in the Department of the Treasury, shall allocate and
19 transfer \$25,000,000 from a part or all of any item to a new item
20 for personal services by contract or in lieu thereof, by State
21 employees, for planning, engineering, design, research,
22 construction, right-of-way acquisition, or other costs directly
23 related to projects funded from the New Jersey Transportation
24 Trust Fund for the fiscal year ending June 30, 1990.

25 3. This act shall take effect immediately.

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28 STATEMENT

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30 This bill will require salary costs for design and engineering
31 services rendered by Department of Transportation staff in
32 support of Transportation Trust Fund projects to be charged to
33 the trust fund. Currently these salary costs are borne by the
34 General Fund. This action will enable the trust fund operating
35 budget to more accurately reflect the total cost of the trust fund
36 projects.

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39 TRANSPORTATION

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42 Requires payment of certain salaries and administrative expenses
43 from the New Jersey Transportation Trust Fund.

SENATE REVENUE, FINANCE AND
APPROPRIATIONS COMMITTEE

STATEMENT TO

SENATE, No. 2550

with Senate committee amendments

STATE OF NEW JERSEY

DATED: APRIL 26, 1990

The Senate Revenue, Finance and Appropriations Committee favorably reports Senate Bill No. 2550, with amendments.

Senate Bill No. 2550, as amended, requires the creation of a new item of appropriation from the FY 1990 appropriation for Transportation Trust Fund projects to reflect personal services contract or salary costs of the department which are directly related to implementing projects of the New Jersey Transportation Trust Fund Authority. The bill provides that \$25 million is to be transferred to that item in FY 1990 from previously authorized Transportation Trust Fund project appropriations.

DOT salary and other administrative costs related to Transportation Trust Fund projects are currently paid out of the General Fund pursuant to statutory restrictions on the use of Transportation Trust Fund monies for these purposes.

This bill, as amended, is identical to Assembly Bill No. 3321 Aca.

COMMITTEE AMENDMENTS

The committee amendments delete the section of the bill amending the general Transportation Trust Fund law so that the restriction in that law prohibiting the use of Trust Fund appropriations for salaries and administrative expenses of the DOT and the authority will continue after FY 90.

FISCAL IMPACT

This bill provides a new funding source for \$25 million in DOT salary and other administrative costs related to Transportation Trust Fund projects, which was included in the General Fund appropriation to DOT in the FY 1990 appropriations act. It is the committee's understanding that this bill, if enacted and implemented prior to the close of FY 1990, will result in a \$25 million reduction in General Fund expenditures by the DOT. Spending of Direct State Services appropriations by the department will be reduced by this amount, and the amount available to the Transportation Trust Fund Authority for transportation projects will be reallocated to reflect the amount of this new item. However, the total appropriation to the Transportation Trust Fund Authority program for FY 1990 is unchanged. The Governor's FY 1991 budget recommendation reflects a comparable use of Trust Fund monies for departmental salaries to offset a reduction in Direct State Services appropriations to the department.