

LEGISLATIVE HISTORY CHECKLIST

NJSA: 40A:4-39: 20:4-4.1a (Relocation assistance-- revolving fund-- allow municipalities to establish)

CHAPTER 98

Laws Of: 1987

Bill No: S1510

Sponsor(s): Lynch

Date Introduced: January 23, 1986

Committee: **Assembly:** Economic Development and Agriculture

Senate: County and Municipal Government

Amended during passage: Yes Amendments during passage denoted by asterisks.

Date of Passage: **Assembly:** February 23, 1987

Senate: April 21, 1986

Date of Approval: April 13, 1987

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

Following were printed:

Reports: No

Hearings: No

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SENATE, No. 1510

STATE OF NEW JERSEY

INTRODUCED JANUARY 23, 1986

By Senator LYNCH

Referred to Committee on County and Municipal Government

AN ACT concerning relocation assistance costs, amending N. J. S. 40A:4-39 and supplementing chapter 4 of Title 20 of the Revised Statutes.

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

1 1. N. J. S. 40A:4-39 is amended to read as follows:

2 40A:4-39.

3 a. In the budget of any local unit, dedicated revenues anticipated
4 during the fiscal year from any dog tax, dog license, solid fuel
5 license, sinking fund for term bonds, bequest, escheat, federal grant,
6 motor vehicle fine dedicated to road repairs, *relocation costs de-*
7 *posited into a revolving relocation assistance fund established pur-*
8 *suant to section 2 of P. L., c. (C.) (now*
9 *pending before the Legislature as this bill)* and, subject to the
10 prior written consent of the director, other items of like character
11 when the revenue is not subject to reasonably accurate estimate
12 in advance, may be included in said budget by annexing to said
13 budget a statement in substantially the following form:

14 "The dedicated revenues anticipated during the year from
15 (here insert one or more of the sources
16 above, as the case may be) are hereby anticipated as revenue and
17 are hereby appropriated for the purposes to which said revenue
18 is dedicated by statute or other legal requirement."

19 b. Dedicated revenues included in accordance with this section
20 shall be available for expenditure by the local unit as and when
21 received in cash during the fiscal year. The inclusion of such dedi-
22 cated revenues shall be subject to the approval of the director,

Matter printed in italics *thus* is new matter.

Matter enclosed in asterisks or stars has been adopted as follows:

***—Senate committee amendment adopted March 24, 1986.**

23 who may require such explanatory statements or data in connection
 24 therewith as he deems advisable for the information and protection
 25 of the public.

1 2. (New section) Any municipality may, by ordinance, estab-
 2 lish a revolving relocation assistance fund into which shall be de-
 3 posited **the following sums, less any money required to be repaid*
 4 *to the State of New Jersey**: a. any relocation costs, and interest
 5 thereon, paid by an owner of real property who has been held liable
 6 for a civil or criminal penalty in the case of any displacement of
 7 persons by housing or construction code enforcement pursuant to
 8 section 1 of P. L. 1983, c. 536 (C. 20:4-4.1); b. any sums realized by
 8A the municipality upon enforcement of municipal liens or liquidation
 9 of any property acquired by virtue of enforcement pursuant to
 10 section 1 of P. L. 1983, c. 536 (C. 20:4-4.1); and c. any sums
 11 realized by the municipality relating to any relocation cost and
 12 interest thereon upon enforcement or liquidation of any property
 13 acquired by virtue of enforcement and collected pursuant to sec-
 14 tion 1 of P. L. 1984, c. 30 (C. 20:4-4.2).

15 Moneys appropriated from the fund shall be used by the munici-
 16 pality to provide relocation assistance pursuant to P. L. 1971, c. 362
 17 (C. 20:4-1 et seq.).

1 3. This act shall take effect immediately except that section 1
 2 shall take effect January 1 next following enactment.

MUNICIPAL GOVERNMENT

Reloctn. costs—Estab. fund

Permits municipalities to create a revolving relocation assistance
 fund.

SENATE, No. 1510

STATE OF NEW JERSEY

INTRODUCED JANUARY 23, 1986

By Senator LYNCH

Referred to Committee on County and Municipal Government

AN ACT concerning relocation assistance costs, amending N. J. S. 40A:4-39 and supplementing chapter 4 of Title 20 of the Revised Statutes.

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

1 1. N. J. S. 40A:4-39 is amended to read as follows:
2 40A:4-39.

3 a. In the budget of any local unit, dedicated revenues anticipated
4 during the fiscal year from any dog tax, dog license, solid fuel
5 license, sinking fund for term bonds, bequest, escheat, federal grant,
6 motor vehicle fine dedicated to road repairs, *relocation costs de-*
7 *posited into a revolving relocation assistance fund established pur-*
8 *suant to section 2 of P. L., c. (C.) (now*
9 *pending before the Legislature as this bill)* and, subject to the
10 prior written consent of the director, other items of like character
11 when the revenue is not subject to reasonably accurate estimate
12 in advance, may be included in said budget by annexing to said
13 budget a statement in substantially the following form:

14 "The dedicated revenues anticipated during the year from
15 (here insert one or more of the sources
16 above, as the case may be) are hereby anticipated as revenue and
17 are hereby appropriated for the purposes to which said revenue
18 is dedicated by statute or other legal requirement."

19 b. Dedicated revenues included in accordance with this section
20 shall be available for expenditure by the local unit as and when
21 received in cash during the fiscal year. The inclusion of such dedi-
22 cated revenues shall be subject to the approval of the director,

Matter printed in italics thus is new matter.

23 who may require such explanatory statements or data in connection
 24 therewith as he deems advisable for the information and protection
 25 of the public.

1 2. (New section) Any municipality may, by ordinance, estab-
 2 lish a revolving relocation assistance fund into which shall be de-
 3 posited: a. any relocation costs, and interest thereon, paid by an
 4 owner of real property who has been held liable for a civil or
 5 criminal penalty in the case of any displacement of persons by
 6 housing or construction code enforcement pursuant to section 1 of
 7 P. L. 1983, c. 536 (C. 20:4-4.1); b. any sums realized by the
 8 municipality upon enforcement of municipal liens or liquidation
 9 of any property acquired by virtue of enforcement pursuant to
 10 section 1 of P. L. 1983, c. 536 (C. 20:4-4.1); and c. any sums
 11 realized by the municipality relating to any relocation cost and
 12 interest thereon upon enforcement or liquidation of any property
 13 acquired by virtue of enforcement and collected pursuant to sec-
 14 tion 1 of P. L. 1984, c. 30 (C. 20:4-4.2).

15 Moneys appropriated from the fund shall be used by the munici-
 16 pality to provide relocation assistance pursuant to P. L. 1971, c. 362
 17 (C. 20:4-1 et seq.).

1 3. This act shall take effect immediately except that section 1
 2 shall take effect January 1 next following enactment.

STATEMENT

This bill would allow any municipality to establish a revolving relocation assistance fund into which is to be deposited any relocation costs paid by an owner of real property who has been held liable for a civil or criminal penalty as a result of displacement stemming from housing or construction code enforcement and any sums realized by the municipality upon enforcement or liquidation of any property by virtue of that enforcement. Additionally, any funds recovered by a municipality in a civil action undertaken pursuant to section 1 of P. L. 1984, c. 30 (C. 20:4-4.2) shall be paid into that fund.

This bill also adds relocation costs paid into a revolving relocation assistance fund to the list of revenue sources dedicated by rider pursuant to N. J. S. 40A:4-39.

MUNICIPAL GOVERNMENT

Reloactn. costs—Estab. fund

Permits municipalities to create a revolving relocation assistance fund.

ASSEMBLY ECONOMIC DEVELOPMENT AND
AGRICULTURE COMMITTEE

STATEMENT TO

SENATE, No. 1510

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STATE OF NEW JERSEY

DATED: NOVEMBER 10, 1986

This bill permits any municipality to establish a revolving relocation assistance fund to provide the relocation assistance required pursuant to P. L. 1967, c. 79 (C. 52:31B-1 et seq.) and P. L. 1971, c. 362 (C. 20:4-1 et seq.).

The bill provides that any municipality which establishes by ordinance and relocation assistance fund shall place in the fund all monies, less the monies required to be repaid to the State, which are received by the municipality pursuant to P. L. 1971, c. 362 from: (1) any real property owner held liable for the displacement of persons as a result of housing or construction code enforcement, (2) the enforcement of municipal liens or liquidation of property acquired because of code enforcement and (3) the recovery of funds through a civil action resulting from code enforcement. The municipality may then use the monies for relocation assistance pursuant to P. L. 1967, c. 79 and P. L. 1971, c. 362.

The bill also adds the monies paid into a revolving relocation assistance fund to the list of revenue sources which may be dedicated by rider pursuant to N. J. S. 40A:4-39.

SENATE COUNTY AND MUNICIPAL GOVERNMENT
COMMITTEE

STATEMENT TO

SENATE, No. 1510

with Senate committee amendments

STATE OF NEW JERSEY

DATED: MARCH 24, 1986

The Senate County and Municipal Government Committee reports favorably, and with amendments, Senate Bill No. 1510.

Senate Bill No. 1510 Sea permits municipalities to establish a revolving relocation assistance fund to be used for providing relocation assistance pursuant to P. L. 1967, c. 79 (C. 52:31B-1 et seq.) and P. L. 1971, c. 362 (C. 20:4-1 et seq.).

Under the provisions of the bill, if a municipality establishes, by ordinance, a relocation assistance fund, the monies, less any monies required to be repaid to the State, received by the municipality pursuant to P. L. 1971, c. 362 from: (1) a real property owner held liable for the displacement of persons as a result of housing or construction code enforcement, (2) the enforcement of municipal liens or liquidation of property acquired because of code enforcement and (3) the recovery of funds through a civil action resulting from code enforcement, shall be placed in the fund. The municipality may then use the monies for relocation assistance pursuant to P. L. 1967, c. 79 and P. L. 1971, c. 362.

Currently, under P. L. 1967, c. 79 and P. L. 1971, c. 362, municipalities are required to make fair and reasonable relocation payments up to certain amounts when the municipality causes the displacement of persons. This bill permits the municipality to establish a revolving assistance fund from which such payments may be made.

The bill also adds the monies paid into a revolving relocation assistance fund to the list of revenue sources dedicated by rider pursuant to N. J. S. 40A:4-39.