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LEGISLATIVE HISTORY CHECKLIST

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Laws of 1975 Chapter 208

Bill No. S 3231

Sponsor(s) Dodd

Date Introduced May 15, 1975

Committee: Assembly State Gov't & Federal & Interstate Relations

Senate -----

Amended during passage ~~Yes~~ No

Date of passage: Assembly Sept. 8, 1975

Senate May 19, 1975

Date of approval Sept. 23, 1975

Following statements are attached if available:

Sponsor statement ~~Yes~~ No

Committee Statement: Assembly ~~Yes~~ No

Senate ~~Yes~~ No

Fiscal Note ~~Yes~~ No

Veto message ~~Yes~~ No

Message on signing Yes ~~No~~

Following were printed:

Reports ~~Yes~~ No

Hearings ~~Yes~~ No

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MAR 1977

SENATE, No. 3231

STATE OF NEW JERSEY

INTRODUCED MAY 15, 1975

By Senator DODD

(Without Reference)

AN ACT establishing a New Jersey Commission on Capital Budgeting and Planning; prescribing its purposes and powers; and making an appropriation therefor.

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

1 1. As used in this act, the following words and terms shall have
2 the following meanings, unless the context shall indicate another or
3 different meaning or intent:

4 a. "Capital project" means any undertaking which is to be
5 financed or funded or is proposed to be financed or funded by the
6 issuance of bonds, notes or other evidences of indebtedness of the
7 State or any public authority thereof; or any undertaking which is
8 to be financed or funded or is requested to be financed or funded
9 by an appropriation in the annual budget, where the expenditure
10 therefor is, by statute, or under standards as they may be pre-
11 scribed from time to time by the Department of the Treasury, a
12 capital expenditure.

13 b. "Commission" means the New Jersey Commission on Capital
14 Budgeting and Planning created by section 2 of this act;

15 c. "Plan" means the State Capital Improvement Plan provided
16 for by subsection a. of section 3. of this act.

17 d. "State agency" means an executive or administrative depart-
18 ment, office, public authority or other instrumentality of State
19 Government.

1 2. There is hereby created a New Jersey Commission on Capital
2 Budgeting and Planning. The commission shall consist of 12
3 members selected as follows: the State Treasurer and any three
4 other members of the Executive Branch designated by the
5 Governor to so serve at his pleasure, two members of the General
6 Assembly, two members of the Senate and four public members
7 from the State at large.

8 The members from the General Assembly shall be appointed by
 9 the Speaker of the General Assembly. The members of the Senate
 10 shall be appointed by the President of the Senate. No more than
 11 one of the members appointed by the Speaker or President shall be
 12 from the same political party. Legislative members shall serve
 13 while members of their respective houses for the term for which
 14 they have been elected.

15 The four public members shall be appointed by the Governor
 16 with advice and consent of Senate for a term of 6 years and until
 17 their successors are qualified, provided that no more than two of
 18 them may be of the same political party, and provided further that
 19 at the time of the initial appointment of the public members, the
 20 Governor shall provide for staggered terms by appointing two
 21 public members for a term of 6 years, one public member for a term
 22 of 4 years, and one public member for a term of 2 years. Any
 23 vacancy among the public members shall be filled in the same
 24 manner as the original appointment, but for the unexpired term
 25 only.

26 A chairman of the commission shall be designated by, and serve
 27 at the pleasure of, the Governor from among the public members.

28 Members of the commission shall serve without compensation,
 29 but public members shall be entitled to reimbursement for expenses
 30 incurred in the performance of their duties.

1 3. a. The commission shall each year prepare a State Capital
 2 Improvement Plan containing its proposals for State spending for
 3 capital projects. Copies of the plan shall be submitted to the
 4 Governor and the Legislature no later than December 1 of each
 5 year. The plan shall provide

6 (1) A detailed list of all capital projects of the State which the
 7 commission recommends be undertaken or continued by any State
 8 agency in the next 3 fiscal years, together with information as to
 9 the effect of such capital projects on future operating expenses of
 10 the State, and with recommendations as to the priority of such
 11 capital projects and the means of funding them;

12 (2) The forecasts of the commission as to the requirements for
 13 capital projects of State agencies for the 4 fiscal years next follow-
 14 ing such 3 fiscal years and for such additional periods, if any, as
 15 may be necessary or desirable for adequate presentation of partic-
 16 ular capital projects, and a schedule for the planning and imple-
 17 mentation or construction of such capital projects;

18 (3) A schedule for the next fiscal year of recommended appro-
 19 priations of bond funds from issues of bonds previously authorized;

20 (4) A review of capital projects which have recently been imple-

21 mented or completed or are in process of implementation or com-
22 pletion;

23 (5) Recommendations as to the maintenance of physical prop-
24 erties and equipment of State agencies; and

25 (6) Such other information as the commission deems relevant to
26 the foregoing matters.

27 b. Each State agency shall no later than August 15 of each
28 year provide the commission with

29 (1) A detailed list of capital projects which each State agency
30 seeks to undertake or continue for its purposes in the next 3 fiscal
31 years, together with information as to the effect of such capital
32 projects on future operating expenses of the State, and with such
33 relevant supporting data as the commission requests;

34 (2) Forecasts as to the requirements for capital projects of such
35 agency for the 4 fiscal years next following such 4 fiscal years
36 and for such additional periods, if any, as may be necessary or
37 desirable for adequate presentation of particular capital projects,
38 and a schedule for the planning and implementation or construction
39 of such capital projects;

40 (3) A schedule for the next fiscal year of requested appropria-
41 tions of bond funds from issues of bonds previously authorized;

42 (4) A report on capital projects which have recently been imple-
43 mented or completed or are in process of implementation or
44 completion;

45 (5) A report as to the maintenance of its physical properties
46 and capital equipment; and

47 (6) Such other information as the commission may request.

48 c. A copy of the plan shall also be forwarded to the Division of
49 Budget and Accounting each year upon its completion, and the
50 portion of the plan relating to the first fiscal year thereof shall, to
51 the extent it treats of capital appropriations in the annual budget,
52 constitute the recommendations of the commission with respect to
53 such capital appropriations in the budget for the next fiscal year.

1 4. The commission shall review any bill introduced in either
2 House of the Legislature which makes provision for an appropria-
3 tion for a capital project, or for the authorization of the issuance of
4 bonds, notes or other evidences of indebtedness of the State, or of
5 bonds, notes or other evidences of indebtedness of a State agency
6 containing a moral pledge of the State. The commission shall study
7 the necessity, desirability and relative priority of such appropria-
8 tion or indebtedness by reference to the plan or otherwise. The
9 commission shall promptly prepare and forward its recommenda-
10 tion on the bill to the House in which it was introduced.

1 5. The commission may conduct public hearings in furtherance
2 of its general purposes at such place or places as it shall designate,
3 at which it may request the appearance of officials of any State
4 agency and solicit the testimony of interested groups and the
5 general public.

1 6. The commission may adopt such rules and regulations as it
2 shall deem necessary or desirable to carry out its purposes as pro-
3 vided by this act.

1 7. The commission may employ and fix the compensation of an
2 executive director who shall be its secretary and principal execu-
3 tive officer. The commission shall be staffed by the Division of
4 Budget and Accounting of the Department of the Treasury. There
5 is hereby created within said division a bureau of capital planning
6 for this purpose. The commission may also employ such other
7 stenographic, clerical and expert assistance, and incur such travel-
8 ing and other miscellaneous expenses as it may deem necessary in
9 order to perform its duties and as may be within the limits of funds
10 appropriated or otherwise made available to it.

1 8. a. The commission and the Division of Budget and Account-
2 ing shall be entitled to call to their assistance such personnel of any
3 State agency, municipality or political subdivision as they may
4 require in order to perform their duties hereunder.

5 b. The Office of Fiscal Affairs and other State agencies shall also
6 assist the commission in the performance of its functions. The
7 commission may make use of existing studies, surveys, plans, data
8 and other materials in the possession of any State agency or any
9 municipality or political subdivision of this State. Each such
10 agency, municipality or subdivision is hereby authorized to make
11 the same available to the commission so that the commission may
12 have available to it current information with respect to the capital
13 plans and programs of each such agency, municipality or sub-
14 division.

15 c. The officers and personnel of any State agency, municipality
16 or political subdivision, and any other person may serve at the
17 request of the commission upon such advisory committees as the
18 commission may create and such officers and personnel may serve
19 upon such committees without forfeiture of office or employment
20 and with no loss or diminution in the compensation, status, rights
21 and privileges which they otherwise enjoy.

1 9. There is hereby appropriated for the purposes of the commis-
2 sion for the first fiscal year the sum of \$75,000.00.

1 10. This act shall take effect immediately.

~~NY 601~~
~~661~~

FROM THE OFFICE OF THE GOVERNOR

SEPTEMBER 23, 1975 NEW JERSEY STATE DEPARTMENT OF TREASURY FOR FURTHER INFORMATION

FOR IMMEDIATE RELEASE

SEP 23 1975

DICK CAMPBELL

S-3231 p. 2

Governor Brendan Byrne ^{185 W. State St.} today signed into law the final two bills in the Economic Recovery Bond Issue program and a third measure creating a permanent Commission on Capital Budgeting and Planning.

Byrne also announced the appointment of former Governor William T. Cahill to be chairman of the new Commission.

One of the bills signed into law would authorize a \$600 million bond issue for transportation, including \$300 million for mass transit and \$300 million for highway projects.

The other bill in the Economic Recovery package would authorize a \$100 million bond issue for housing.

The two other elements in the program - a \$110 million water resources bond issue and a \$112 million bond issue for state institutions - were signed into law earlier this month.

All four bond issues will be submitted to the voters for their approval this November.

"I urge New Jersey citizens to give their overwhelming approval to these bond issues," said the Governor.

"At a time of record high unemployment, these bond issues are an essential element in putting New Jersey on the road to economic recovery," he said.

"At the same time, they will provide funds for vitally needed projects that will help the state catch up on years of neglect of its capital needs."

Byrne pointed out that the bond issues will create an estimated 100,000 new jobs and will provide a stimulus to the economy.

The transportation bond issue, S-3354, sponsored by Senator Eugene J. Bedell, D-Monmouth, will provide funds to restore, improve and extend rail and bus service. The mass transit money also will generate millions of dollars in federal aid

(over)

The highway funds will be used primarily for traffic and safety improvements on existing highways, to complete highway projects already under way, and to provide aid to counties and municipalities for local roads.

The housing bond issue, S-1537, sponsored by Senator Joseph P. Morlino, D-Mercer, will provide mortgage assistance and construction and rehabilitation loans and grants for housing for senior citizens and families of modest incomes.

Patricia Q. Sheehan, State Commissioner of Community Affairs, has stressed the importance of the housing bond issue. She said, "Passage of this bond issue would assure that federal programs will work in high-cost areas where large units are needed for low and middle-income families, as well as for senior citizens."

"Federal programs designed for the national averages are inadequate for New Jersey," she said.

"We have higher material, labor and land costs than exist nationally. The supplemental state funds, therefore, are needed if we are to effectively use the Federal Housing monies. We estimate proceeds of the bond issue would assist 15,000 to 18,000 units of housing in New Jersey," Commissioner Sheehan said.

The bill creating the new commission is sponsored by Senate President Frank J. Dodd, D-Essex.

It provides for the establishment of a 12-member, bi-partisan commission which would oversee the expenditure of already authorized bond issue funds and would report annually to the Governor and the Legislature on the state's capital needs.

The Commission will consist of four members of the executive branch - including the State Treasurer - appointed by the Governor, two members of the Senate appointed by the Senate President, two members of the Assembly appointed by the Assembly Speaker, and four members of the general public appointed by the Governor. The Chairman is designated by the Governor.

Byrne said the new commission will help New Jersey to keep pace with its capital needs as they develop. He said he will make the other gubernatorial appointments to the Commission soon.