

40:62-61.2 to 40:62-61.5

LEGISLATIVE HISTORY CHECKLIST

NJSA 40:62-61.2 to 40:62-61.5 (Water supply facilities--establishes State financial assistance fund)

LAWS 1981 CHAPTER 497

Bill No. S3175

Sponsor(s) Bedell

Date Introduced April 27, 1981

Committee: Assembly Agriculture & Environment

Senate Energy & Environment

Amended during passage Yes No

Date of Passage: Assembly Jan. 4, 1982

Senate Nov. 12, 1981

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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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CHAPTER 497 LAWS OF N. J. 1981
APPROVED 1-12-82

SENATE, No. 3175

STATE OF NEW JERSEY

INTRODUCED APRIL 27, 1981

By Senator BEDELL

Referred to Committee on Energy and Environment

A SUPPLEMENT to "An act concerning municipalities, and supplementing chapter 62 of Title 40 of the Revised Statutes," approved March 14, 1945 (P. L. 1945, c. 37, C. 40:62-61.1).

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

1 1. Any municipality wherein facilities for the supply of water
2 are furnished by a public utility subject to the jurisdiction of the
3 Board of Public Utilities may provide, by ordinance, for the
4 construction of an extension to the existing water supply system
5 of the public utility, with all necessary plants, buildings, mains,
6 pipelines and conduits for the transmission and distribution of
7 water supplies within the municipality, for the purpose of supply-
8 ing water service for the public and private uses of the municipality
9 and its inhabitants, including residential, industrial, commercial
10 and agricultural users. The costs of the construction may be
11 assessed against the real property benefited thereby in the same
12 manner and to the same effect as in the case of assessments for
13 local improvements. Bonds or notes of the municipality may be
14 issued by the municipality in conformity with the provisions of the
15 "Local Bond Law" (N. J. S. 40A:2-1 et seq.), to finance the con-
16 struction.

1 2. Any extension to the existing water supply system of a public
2 utility, constructed or to be constructed pursuant to section 1 of
3 this act, may be leased or sold by the municipality at any time to
4 the public utility, provided that:

5 a. An ordinance shall be duly adopted by the governing body
6 of the municipality approving the terms and conditions of the
7 agreement of lease or sale and authorizing the execution thereof.
8 The ordinance may incorporate any terms and conditions by
9 reference to the agreement on file with the clerk of the municipality;
10 and,

11 b. The terms and conditions of the agreement of lease or sale
12 shall be approved by the Board of Public Utilities.

1 3. Any lease or sale by a municipality of the extension to the
2 existing water supply system of a public utility as provided in
3 section 2 of this act shall be governed solely by those requirements
4 of R. S. 40:62-3 which pertain generally to the lease or sale of
5 a municipal utility plant to another municipality, or a public
6 authority, commission or body.

1 4. That portion of the principal of the amount of any proceeds
2 received or to be received by the municipality from any lease or
3 sale made under section 2 of this act, which is specified in the
4 agreement of lease or sale to be attributable to the extension of
5 facilities for the supply of water for which properties benefited
6 thereby have been or will be assessed, shall be refunded or credited,
7 pro rata according to the principal of the amount of the assess-
8 ments, to those owners of properties assessed, or their legal repre-
9 sentatives or assigns, in such manner as may be determined by the
10 governing body of the municipality.

1 5. This act shall take effect immediately.

STATEMENT

The purpose of this bill is to enable those municipalities in which a water utility company subject to the jurisdiction of the Board of Public Utilities has facilities for the supply of water to provide, by ordinance, for the construction of certain extensions to the water supply system of the water utility company and for the lease or sale of such extension to the water utility company.

53175 (1981)

S-3483, sponsored by Senator John P. Cauffield (D-Essex), prohibiting any water company in the State from charging a standby water fee to any residential health care facility, rooming or boarding house required to have a sprinkler system.

Under the bill, a water company may charge a boarding house or other facility for the cost of installing a water main connection, but it may not charge the facility for any other fees in excess of the cost of water actually used by the sprinkler system.

S-1483, also sponsored by Senator Hamilton, raising the maximum major medical benefits receivable under the State Health Benefit Program to \$1 million for active members and \$100,000 for retired members or those who leave the system. Current law sets maximum benefits at \$100,000 for all persons. The bill also allows employees who leave state employment to convert their major medical policies to individual policies, transferring the benefits.

S-3175, sponsored by Senator Eugene Bedell (D-Monmouth), permitting municipalities to construct extensions to the water supply systems of public utilities. The costs of construction will be funded by assessments against real estate and municipal bonds. Proceeds from the sale or lease of the extensions would be refunded to the owners of the assessed properties.

S-3521, also by Senator Hamilton, permitting a member of the Public Employees' Retirement System (PERS), who, prior to enrollment in the system, was temporarily employed by a State agency, to purchase credit for that time if he has remained in the employ of an independent State agency.

S-3036, sponsored by Senator Frank X. Graves (D-Passaic), amending the Child Labor Law to lower the legal age for newspaper carriers from 12 to 11 years.

S-3382, sponsored by Senator Melino, permitting the director of the State Museum to exchange, discard or sell Museum materials, with any proceeds allocated to the Museum. The director's discretion will be subject only to the approval of the Commission of Education.