

# New Jersey League of Municipalities Legislative Bulletin

**No. 3**

**2010-2011 LEGISLATIVE SESSION**

**May, 2011**

**THE FOLLOWING BILLS WERE ENACTED AS THE PUBLIC LAWS OF 2011:**

**Chapter 38**

**S-2068**

**2/17/2011**

Provides dedicated line item on property tax bill to fund municipal free public libraries and joint free public libraries.

**Chapter 46**

**A-3094**

**2/17/2011**

Permits DOT to contract with county or municipality for certain work on highways to prevent public hazards.

**A = Approved By the League**

**O = Opposed By the League**

<b>BILL NO. AND SPONSOR</b>	<b>BILL SUMMARY</b>	<b>CURRENT STATUS</b>	<b>LEAGUE POSITION</b>
<b>A-2925/S-2804</b>  Riley, Celeste M. Chivukula, Upendra J.	Concerns permits, letters of exemption, and enforcement with regard to agricultural activities under "Freshwater Wetlands Protection Act".	Senate Economic Growth Committee	<b>A</b>
<b>A-3279</b>  Coutinho, Albert	Designated the Equitable Disclosure Act of 2010, modifies provisions of MLUL concerning objectors to applications for development.  <i>Will have unintentional impact of discouraging objectors.</i>	Assembly Housing and Local Government Committee	<b>O</b>
<b>A-3401</b>  Carroll, Michael Patrick	Provides mandatory forfeiture of PFRS retirement benefits for police officer convicted of any crime.  <i>Too draconian. Pension forfeiture should require official misconduct, not any crime.</i>	Assembly State Government Committee	<b>O</b>
<b>A-3524</b>  Rumana, Scott T.	Upgrades simple assault on a public works employee to aggravated assault.	Assembly Judiciary Committee	<b>A</b>
<b>A-3529</b>  Conaway, Herb, Jr. Connors, Jack	Requires a public body to record public meetings and post proceedings on its Internet website.  <i>Requires audio or video recording of meetings and posting of same on internet for five years.</i>	Assembly State Government Committee	<b>O</b>

BILL NO. AND SPONSOR	BILL SUMMARY	CURRENT STATUS	LEAGUE POSITION
<b>A-3601</b> Burzichelli, John J.	Imposes limitations on attorney fees awards against public entities.	Assembly Judiciary Committee	<b>A</b>
<b>A-3612</b> Bucco, Anthony M.	Authorizes municipality to deliver property tax bills, construction permits, and receipts for payment via e-mail.	Assembly Housing and Local Government Committee	<b>A</b>
<b>A-3613/S-2779</b> Bramnick, Jon M. Johnson, Gordon M. Wilson, Gilbert L. Diegnan, Patrick J.,	Extends alternate route police training certification from three to five years.  <i>The current 3 year standard works well.</i>	Assembly Committee, 2nd Reading	<b>O</b>
<b>A-3624/S-2550</b> Johnson, Gordon M. Gusciora, Reed Benson, Daniel R.	Modifies current law regarding regulation and restrictions on business entities who are public contractors and make campaign contributions to certain office holders, candidates and political organizations.  <i>Attention must be given to procurement laws.</i>	Assembly State Government Committee	<b>O</b>
<b>A-3633</b> Jasey, Mila M. McKeon, John F.	Requires plans, specifications, and bid proposal documents for certain local public contracts to address soil contamination.  <i>Unnecessary and we are concerned about the impact on small projects.</i>	Assembly Environment and Solid Waste Committee	<b>O</b>
<b>A-3660/S-2579</b> DeAngelo, Wayne P.	Prohibits municipality from imposing special assessment for curb repair in certain circumstances.  <i>Unnecessary.</i>	Assembly Housing and Local Government Committee	<b>O</b>
<b>A-3702/S-2608</b> Albano, Nelson T. Milam, Matthew W.	Provides for one-time increase of PFRS retiree annual pensions under \$32,000.  <i>Cannot afford these types of pension boosts.</i>	Pension and Health Benefits Commission Recommend to not enact	<b>O</b>
<b>A-3758</b> Gusciora, Reed	Authorizes donation of forfeited bicycles to charities.	Assembly Law and Public Safety Committee	<b>A</b>
<b>A-3777</b> Wisniewski, John S.	Eliminates separate presidential primary election; provides for delegates and alternates to political party national conventions to be elected at regular June primary election.	Assembly State Government Committee	<b>A</b>

BILL NO. AND SPONSOR	BILL SUMMARY	CURRENT STATUS	LEAGUE POSITION
<b>A-3784/S-2709</b> Carroll, Michael Patrick Vandervalk, Charlotte	Prohibits certain local officers from authorizing certain transfers, appointments, changes in compensation, and funding for capital projects in local units.  <i>Unrealistic.</i>	Assembly Housing and Local Government Committee	<b>O</b>
<b>A-3788</b> Bramnick, Jon M. Munoz, Nancy F.	Requires requestor to submit request for access to missing government record under certain circumstances.	Assembly State Government Committee	<b>A</b>
<b>A-3815</b> Coutinho, Albert	Expands the Urban Transit Hub Tax Credit program to include port district municipalities and makes other changes to the program.	Assembly Commerce and Economic Development Committee	<b>A</b>
<b>A-3853/S-2735</b> Milam, Matthew Albano, Nelson T.	Requires State Comptroller to review, and make recommendations for improvement of, the procurement process of the State, public institutions of higher education, independent State authorities, units of local government, and boards of education.  <i>Comptroller already has the authority.</i>	Assembly State Government Committee	<b>O</b>
<b>A-3875</b> Cryan, Joseph	Requires municipalities to file copies of tax abatement and exemption agreements with county chief financial officer and county counsel within 30 days of execution.  <i>Adding another layer of bureaucracy to a public process.</i>	Assembly Housing and Local Government Committee	<b>O</b>
<b>A-3888</b> McKeon, John F.	Requires court appearance for certain motor vehicle offenses that occur in school zone.  <i>Will increase court case load. Better approach would be the court to raise the fine.</i>	Assembly Law and Public Safety Committee	<b>O</b>
<b>A-3893</b> Chivukula, Upendra McKeon, John F.	Establishes uniform real property taxation for commercial renewable energy systems and eliminates municipal construction permit fees for non-commercial renewable energy systems.  <i>Municipalities will continue inspections without recouping of costs.</i>	Assembly Telecommunica tions and Utilities Committee	<b>O</b>
<b>A-3898/S-2765</b> O'Scanlon, Declan J., Vainieri Huttie, Valerie	Requires local authorities and commissions to establish an Internet website and post information related to each entity's mission, finances, meetings, and employees.  <i>One size fits all mandate can impose unnecessary costs.</i>	Assembly Housing and Local Government Committee	<b>O</b>

BILL NO. AND SPONSOR	BILL SUMMARY	CURRENT STATUS	LEAGUE POSITION
<b>A-3908</b> DeAngelo, Wayne P. Benson, Daniel R.	Implements recommendations of State Comptroller's report analyzing the on-line transparency of local authorities and commissions.  <i>One size fits all mandate can impose unnecessary costs.</i>	Assembly Housing and Local Government Committee	<b>O</b>
<b>S-346/A-1372</b> Oroho, Steven V.	Repeals law allowing PFRS member to retire with PFRS pension and continue to receive salary for current PFRS-covered elective office.	Senate Budget and Appropriations Committee	<b>A</b>
<b>S-2352</b> Stack, Brian P.	Limits applicability of vacancy decontrol under local rent control ordinances under certain circumstances.	Senate Community and Urban Affairs Committee	<b>A</b>
<b>S-2376</b> Rice, Ronald L.	Authorizes issuance of "municipal solid waste disposal only" license to certain applicants.  <i>Unknown impact on New Jersey licensed businesses.</i>	Senate Environment and Energy Committee	<b>O</b>
<b>S-2385/A-3692</b> Allen, Diane B. Van Drew, Jeff	Shortens term of municipal court judges from three years to one year.  <i>Could politicalize appointment process.</i>	Senate Judiciary Committee	<b>O</b>
<b>S-2434/A-3507</b> Van Drew, Jeff Allen, Diane B.	Requires Governor direct DMVA notify local government fly United States and State flags half-staff upon death of member of Armed Forces of United States or National Guard who was State resident.	Passed by the Senate (37-0)	<b>A</b>
<b>S-2438</b> Van Drew, Jeff	Guarantees right to conduct certain political activities in public places.  <i>Unnecessary.</i>	Senate Committee with Amendments, 2nd Reading	<b>O</b>
<b>S-2591</b> Rice, Ronald L. Turner, Shirley K.	Requires civil service desk audit of provisional employees after layoff action by local employer.  <i>Interferes with local decisions, adds another unnecessary layer of bureaucracy.</i>	Senate State Government, Wagering, Tourism & Historic Preservation Committee	<b>O</b>
<b>S-2644</b> Doherty, Michael J.	Provides public employee salaries at all levels of government cannot exceed salary of Governor.  <i>Artificial limit could subvert free market for professional services.</i>	Senate State Government, Wagering, Tourism & Historic Preservation Committee	<b>O</b>

BILL NO. AND SPONSOR	BILL SUMMARY	CURRENT STATUS	LEAGUE POSITION
<b>S-2666/A-2722</b> Oroho, Steven V. Addiego, Dawn Marie	Modifies process for contested case hearings by OAL with regard to telephone and video conferences, delegation of final decision authority, oral decisions, checklist decisions, electronic filings, and settlements.	Senate Committee with Amendments, 2nd Reading	<b>A</b>
<b>S-2784/A-3647</b> Greenstein, Linda R.	Requires owners of certain newly developed shopping centers to provide electric vehicle charging stations.  <i>Premature and will affect local parking standards.</i>	Senate Environment and Energy Committee	<b>O</b>

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**\*NOTE:** Only municipalities (in the State of New Jersey) who are dues-paying members of the League may take advantage of the Meber Price.



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