

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

BILL NO. AND SPONSOR	BILL SUMMARY	CURRENT STATUS	LEAGUE POSITION
<p>A-2925/S-2804 Riley, Celeste M. Chivukula, Upendra J.</p>	<p>Concerns permits, letters of exemption, and enforcement with regard to agricultural activities under "Freshwater Wetlands Protection Act".</p>	<p>Senate Economic Growth Committee</p>	<p style="text-align: center;">A</p>
<p>A-3279 Coutinho, Albert</p>	<p>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></p>	<p>Assembly Housing and Local Government Committee</p>	<p style="text-align: center;">O</p>
<p>A-3401 Carroll, Michael Patrick</p>	<p>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></p>	<p>Assembly State Government Committee</p>	<p style="text-align: center;">O</p>
<p>A-3524 Rumana, Scott T.</p>	<p>Upgrades simple assault on a public works employee to aggravated assault.</p>	<p>Assembly Judiciary Committee</p>	<p style="text-align: center;">A</p>
<p>A-3529 Conaway, Herb, Jr. Connors, Jack</p>	<p>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></p>	<p>Assembly State Government Committee</p>	<p style="text-align: center;">O</p>

BILL NO. AND SPONSOR	BILL SUMMARY	CURRENT STATUS	LEAGUE POSITION
A-3601 Burzichelli, John J.	Imposes limitations on attorney fees awards against public entities.	Assembly Judiciary Committee	A
A-3612 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	A
A-3613/S-2779 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	O
A-3624/S-2550 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	O
A-3633 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	O
A-3660/S-2579 DeAngelo, Wayne P.	Prohibits municipality from imposing special assessment for curb repair in certain circumstances. <i>Unnecessary.</i>	Assembly Housing and Local Government Committee	O
A-3702/S-2608 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	O
A-3758 Gusciora, Reed	Authorizes donation of forfeited bicycles to charities.	Assembly Law and Public Safety Committee	A
A-3777 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	A

BILL NO. AND SPONSOR	BILL SUMMARY	CURRENT STATUS	LEAGUE POSITION
A-3784/S-2709 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	O
A-3788 Bramnick, Jon M. Munoz, Nancy F.	Requires requestor to submit request for access to missing government record under certain circumstances.	Assembly State Government Committee	A
A-3815 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	A
A-3853/S-2735 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	O
A-3875 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	O
A-3888 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	O
A-3893 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	O
A-3898/S-2765 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	O

BILL NO. AND SPONSOR	BILL SUMMARY	CURRENT STATUS	LEAGUE POSITION
A-3908 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	O
S-346/A-1372 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	A
S-2352 Stack, Brian P.	Limits applicability of vacancy decontrol under local rent control ordinances under certain circumstances.	Senate Community and Urban Affairs Committee	A
S-2376 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	O
S-2385/A-3692 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	O
S-2434/A-3507 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)	A
S-2438 Van Drew, Jeff	Guarantees right to conduct certain political activities in public places. <i>Unnecessary.</i>	Senate Committee with Amendments, 2nd Reading	O
S-2591 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	O
S-2644 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	O

BILL NO. AND SPONSOR	BILL SUMMARY	CURRENT STATUS	LEAGUE POSITION
S-2666/A-2722 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	A
S-2784/A-3647 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	O

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