

SENATE SUBSTITUTE FOR
SENATE, No. 1586

STATE OF NEW JERSEY
209th LEGISLATURE

ADOPTED JUNE 7, 2001

Sponsored by:

Senator JOHN O. BENNETT

District 12 (Monmouth)

Senator JOSEPH A. PALAIA

District 11 (Monmouth)

Co-Sponsored by:

Assemblyman Arnone

SYNOPSIS

Permits county contributions for management of self-liquidating solid waste utility to be outside budget cap limits.

CURRENT VERSION OF TEXT

Substitute as adopted by the Senate.



(Sponsorship Updated As Of: 1/4/2002)

1 AN ACT concerning county budget cap exceptions and supplementing
2 chapter 4 of Title 40A of the New Jersey Statutes.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

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7 1. The Legislature finds and declares:

8 The proper management of solid waste is essential to the health,
9 safety and welfare of the people of this State and it is in the public
10 interest to assure safe, reliable, efficient and reasonably priced solid
11 waste management services.

12 It is imperative that the State take appropriate action to authorize
13 counties to implement measures which enable counties to continue to
14 fund the implementation of comprehensive solid waste management
15 plans in a manner which assures accountability to residents and
16 businesses.

17 Due to the change in solid waste flow rules in 1997, many county
18 solid waste operations were forced to reduce tipping fees in order to
19 remain competitive with solid waste facilities located outside the State
20 of New Jersey. These reductions in tipping fees have resulted in a loss
21 of revenues to these county solid waste operations, with the potential
22 to cause operational funding shortfalls.

23 Therefore, it is a matter of good public policy to address the issue
24 of potential operational funding shortfalls by providing a means by
25 which county governments can address the issue of funding shortfalls
26 while maintaining stability in the county budget by permitting counties
27 to fund the shortfalls through the county general fund with funds not
28 subject to budget cap limits.

29

30 2. Notwithstanding the provisions of section 4 of P.L.1976, c.68
31 (C.40A:4-45.4) to the contrary, amounts appropriated in a county
32 budget pursuant to N.J.S.40A:4-35 related to the operation of a
33 county solid waste reclamation utility shall not be subject to limits on
34 increases in the county tax levy in any budget year.

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36 3. This act shall take effect immediately and shall be retroactive to
37 January 1, 2001.

38

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STATEMENT

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41 This substitute bill would permit a county to appropriate monies in
42 order to subsidize the operation of a county solid waste reclamation
43 utility without regard to the limits on increases in the county tax levy
44 in any budget year. Under current law, if a county wanted to subsidize
45 its solid waste reclamation utility, it would have to take the money
46 from other appropriations, thereby probably reducing services, to
47 remain within the county budget and tax levy caps.